

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING
AGENDA**



August 25, 2015

7:30 PM

CONTINUATIONS:

1. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 THE TOWN CODE ENTITLED "ZONING." Continued to September 29, 2015.

Synopsis: The purpose of this local law is to maintain the character of residential neighborhoods by restricting garage and yard sales to not more than four occurrences of up to three days each calendar year at one address. Continued from August 11, 2015.

2. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF BSI 8 HARBOR PARK DRIVE LLC FOR AMENDED SITE PLAN APPROVAL FOR THE PREMISES LOCATED AT 8 HARBOR PARK DRIVE, PORT WASHINGTON, NEW YORK, IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 58, LOT 101.

Synopsis: The proposed action is the construction of a two-story 4,320 square foot office/storage building with a 56,000 square foot parking lot on a vacant 3-acre site. A proposal for a 13,224 square foot office building with a 60-space parking lot was originally approved for this site on September 9, 2014. Continued from August 11, 2015.

3. A PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF A HANDICAPPED PARKING SPACE AFFECTING BROOKFIELD ROAD IN NEW HYDE PARK, NEW YORK.

Synopsis: The adoption of this ordinance will establish a handicapped parking space on the north side of Brookfield Road, west of Cherrywood Drive, in New Hyde Park. Continued from June 2, 2015.

RESOLUTIONS:

4. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 67 OF THE TOWN CODE ENTITLED "BAMBOO".

Synopsis: The purpose of this local law is to protect property and native plants from the damaging spread of bamboo by regulating existing bamboo and prohibiting the planting of new bamboo within the Town of North Hempstead. Tentative hearing date is September 29, 2015.

5. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RECOMMENDATION OF THE COMMISSIONER OF THE DEPARTMENT OF BUILDINGS TO DEMOLISH AND REMOVE TWO BUILDINGS LOCATED AT 265 SHERIDAN STREET A/K/A 746 ROMAN AVENUE, WESTBURY, IDENTIFIED ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AS SECTION 11, BLOCK 019, LOTS 30 AND 132.

Synopsis: The Building Department has determined that both buildings located at the premises are "Unsafe Buildings" as defined in Chapter 2A of the Town Code. Pursuant to Section 2A-9[A] of the Town Code, the Town Board may, upon the recommendation of the Commissioner of Buildings and after a public hearing, direct that an Unsafe Building or Structure be demolished and removed by the Owner or the Town. Tentative hearing date is September 29, 2015.

6. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE ENTITLED "ADMINISTRATION AND ENFORCEMENT."

The purpose of the local law is to eliminate illegal dwelling units and rooming units within the Town, prevent them from reoccurring, and to establish specific guidelines for penalizing those who profit from illegal housing. Tentative hearing date is September 29, 2015.

7. A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 13, 2015.

8. A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 29, 2015.

9. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A RESOLUTION AMENDING THE PREVIOUSLY AUTHORIZED TAX ABATEMENT FOR RENT-CONTROLLED AND RENT-REGULATED PROPERTY OCCUPIED BY SENIOR CITIZENS AND EXTENDING THE TAX ABATEMENT TO PERSONS WITH DISABILITIES AS AUTHORIZED BY STATE LAW.

Synopsis: Tentative hearing date is September 29, 2015.

10. A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT A GIFT FROM THE FANNY DWIGHT CLARK MEMORIAL GARDEN, INC. TO THE DEPARTMENT OF PARKS AND RECREATION.

11. A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES NATIONAL PARKS SERVICE

MARITIME HERITAGE GRANT PROGRAM AND THE TAKING OF RELATED ACTION.

12. A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND THE TAKING OF RELATED ACTION.
13. A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION UNDER THE WATER INFRASTRUCTURE IMPROVEMENT ACT CLEAN WATER GRANT AND THE TAKING OF RELATED ACTION.
14. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF THE SALT DOME AT THE TOWN OF NORTH HEMPSTEAD SHORE ROAD YARD, 700 WEST SHORE ROAD, PORT WASHINGTON, DPW PROJECT NO. 15-17.
15. A RESOLUTION AUTHORIZING THE AWARD OF AN RFP FOR DOITT CONSULTING SERVICES, TNH080-2015.
16. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR ARBORIST SERVICES, TNH034-2015.
17. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR DREDGING PLANDOME POND AT PLANDOME POND PARK, MANHASSET, NEW YORK, DPW PROJECT NO. 13-13.
18. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF SPORTS LIGHTING AT THE BASEBALL FIELD AT MANORHAVEN PARK, PORT WASHINGTON, NEW YORK, DPW PROJECT NO. 14-08.
19. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR SITE AND IRRIGATION IMPROVEMENTS TO MANHASSET VALLEY PARK, MANHASSET, NEW YORK, DPW PROJECT NO. 15-10.
20. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE REHABILITATION OF COURT LIGHTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NEW YORK, DPW PROJECT NO. 15-06. Stricken.
21. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR ENGINEERING SERVICES FOR REHABILITATION OF COURT LIGHTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NEW YORK, DPW PROJECT NO. 15-06. Stricken
22. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR CONCRETE, FINE SAND AND MASONRY, TNH012-2015.
23. A RESOLUTION AUTHORIZING THE TOWN TO EXERCISE AN OPTION TO EXTEND AN AGREEMENT WITH SAFETY MARKING FOR PAVEMENT MARKING, TNH089-2013.

24. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH UNITEMP, INC. FOR REPAIRS TO THE DISTECH CONTROLS SYSTEM AT MANORHAVEN BEACH PARK.
25. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE LONG ISLAND FEDERALLY QUALIFIED HEALTH CENTER, INC. TO ESTABLISH A PARTNERSHIP PROVIDING VARIOUS SERVICES AT THE TOWN OF NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER, NEW CASSEL, NEW YORK.
26. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PARSONS FLOORS FOR THE INSTALLATION OF BATTING CAGE FLOORING AT MERILLON LITTLE LEAGUE FIELD.
27. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COUNTY OF NASSAU AND VARIOUS INCORPORATED VILLAGES WITHIN THE TOWN OF NORTH HEMPSTEAD FOR THE FUNDING AND ADMINISTRATION OF THE MANHASSET BAY PROTECTION COMMITTEE.
28. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE ROSLYN UNION FREE SCHOOL DISTRICT FOR THEIR PARTICIPATION IN THE TOWN'S SCHOOL RECYCLING PROGRAM.
29. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CASEY FIRE INC. FOR FIRE SYSTEM WORK AT THE "YES WE CAN" COMMUNITY CENTER, NEW CASSEL, NEW YORK.
30. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH EJ WARD INC. FOR SOFTWARE AND HARDWARE UPGRADES FOR THE FUEL MANAGEMENT SOFTWARE PROGRAM USED AT THE DEPARTMENT OF PUBLIC WORKS FACILITY, NEW HYDE PARK, NEW YORK.
31. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THOMAS HARTY FOR CONSULTING SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.
32. A RESOLUTION AUTHORIZING AN AGREEMENT WITH QSCEND TECHNOLOGIES INC. FOR ANNUAL SOFTWARE MAINTENANCE FOR THE TOWN'S "MY NORTH HEMPSTEAD" MOBILE APPLICATION.
33. A RESOLUTION SUSPENDING THE PROVISIONS OF CHAPTER 52 OF THE TOWN CODE FOR CERTAIN PROJECT INDEPENDENCE TAXI TRANSPORTATION SERVICES AND AUTHORIZING THE EXECUTION OF AGREEMENTS WITH DELUX TRANSPORTATION SERVICES, CHECKER TRANSPORTATION SERVICES AND GLOBAL ADMINISTRATIVE SERVICES LLC D/B/A ALL ISLAND TRANSPORTATION FOR TAXI TRANSPORTATION SERVICES.

34. A RESOLUTION AUTHORIZING AMENDMENTS TO A PROFESSIONAL SERVICES AGREEMENT WITH BOWNE MANAGEMENT SYSTEMS, INC. WITH REGARD TO STORM SEWER MAPPING FOR THE NYSDEC SPDES GENERAL PERMIT FOR MUNICIPAL SEPARATE STORM SEWER SYSTEMS, DPW PROJECT NO. 14-12.
35. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH HOWARD WEITZMAN FOR CONSULTING SERVICES.
36. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH NELSON AND POPE FOR ENGINEERING SERVICES RELATED TO THE CONSTRUCTION OF A COMFORT STATION AT MANHASSET VALLEY PARK, MANHASSET, NEW YORK, DPW PROJECT NO. 14-10.
37. A RESOLUTION GRANTING AN EXEMPTION FROM THE TOWN ZONING CODE FOR THE PREMISES LOCATED AT 8 HARBOR PARK DRIVE, PORT WASHINGTON, NEW YORK, IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 58, LOT 101.
38. A RESOLUTION AUTHORIZING THE ASSIGNMENT OF NEW STREET ADDRESSES TO THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 33, BLOCKS 517 AND 531, LOTS 29-36 & 85, 39-52, 74-84 & 86.
39. A RESOLUTION AUTHORIZING A CHANGE OF STREET ADDRESS FOR THE PREMISES IDENTIFIED AS SECTION 9, BLOCK 00657, LOT 100 ON THE NASSAU COUNTY LAND AND TAX MAP FROM 124 FUNSTON AVENUE, ALBERTSON, NEW YORK, TO 122 FUNSTON AVENUE, ALBERTSON, NEW YORK.
40. A RESOLUTION CONFIRMING THE APPOINTMENT OF BETTY LEONG TO THE TOWN OF NORTH HEMPSTEAD BOARD OF ETHICS.
41. A RESOLUTION APPOINTING PAMELA OLLENDORFF TO THE BOARD OF THE TOWN OF NORTH HEMPSTEAD COMMUNITY DEVELOPMENT AGENCY.
42. A RESOLUTION MAKING APPOINTMENTS TO THE TOWN OF NORTH HEMPSTEAD ART ADVISORY COMMITTEE AND AMENDING RESOLUTION NO. 721-2008 REGARDING THE ADMINISTRATION OF THE COMMITTEE.
43. A RESOLUTION ENDORSING THE UNITED WAY'S 2015 CAMPAIGN.
44. A RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.
45. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

46. A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE COMPANY NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING TO MEMBERSHIP MIKE SOHN.
47. A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER COMPANY, NO. 1, INC., PORT WASHINGTON, NEW YORK, IN ELECTING TO MEMBERSHIP MISAEL MATATORRES AND ACCEPTING THE RESIGNATION OF REILLY BECKSTRAND.
48. A RESOLUTION APPROVING THE ACTION OF THE ROSLYN HIGHLANDS HOOK & LADDER, ENGINE & HOSE CO., ROSLYN HEIGHTS, NEW YORK, IN ELECTING TO MEMBERSHIP DANIEL ALMAZON, MATTHEW SAAD, AND SHARANJEET WALIA AND REMOVING FROM MEMBERSHIP MARINA REYES.
49. A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING JOSEPH SANTIAGO TO MEMBERSHIP AND IN REMOVING NICOLE MILONAS FROM MEMBERSHIP.

ADDED STARTERS:

50. A RESOLUTION DECLARING AN EMERGENCY PURSUANT TO SECTION 103(4) OF THE NEW YORK GENERAL MUNICIPAL LAW, RATIFYING THE ACTIONS OF THE DEPARTMENT OF HIGHWAYS IN RETAINING NATIONAL WATER MAIN CLEANING CO. TO PERFORM PIPE CLEANING SERVICES IN THE VICINITY OF RUSHMORE STREET, NEW CASSEL, AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE SERVICES AND AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF NASSAU.
51. A REFUNDING BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 25, 2015, AUTHORIZING THE REFUNDING OF CERTAIN OUTSTANDING SERIAL BONDS OF SAID TOWN, STATING THE PLAN OF REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$21,500,000 FOR SUCH PURPOSE, AUTHORIZING THE ISSUANCE OF REFUNDING BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$21,500,000 TO FINANCE SAID APPROPRIATION, AND MAKING CERTAIN OTHER DETERMINATIONS RELATIVE THERETO.

*****offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 THE TOWN CODE ENTITLED "ZONING." Continued to September 29, 2015.

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, a proposed Local Law has been prepared to amend Chapter 70 of the Town Code entitled “Zoning” in order to maintain the character of residential neighborhoods by restricting garage and yard sales to not more than four occurrences of up to three days each per calendar year at one address; and

WHEREAS, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

WHEREAS, due notice has been given of a public hearing to be held on the 11th day of August 2015, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town’s website and during regular business hours in the Office of the Town Clerk; and

WHEREAS, the Nassau County Planning Commission (the “Commission”), following a review of the Application pursuant to General Municipal Law 239-m, determined that the Application was a matter for local determination at their meeting duly held on _____; and

WHEREAS, the Town Board carefully considered the proposed Local Law during the seven-day period, conducted the public hearing on August 11, 2015 and August 25, 2015 and has afforded all interested persons an opportunity to be heard at the public hearing; and

WHEREAS, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the “Secretary of State”).

NOW, THEREFORE, BE IT

RESOLVED that Local Law No. of 2015 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. OF 2015
A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE
ENTITLED "ZONING"**

BE IT ENACTED by the Town Board of the Town of North Hempstead, as follows:

Section 1. Legislative Intent.

The Board finds that there have been instances where homeowners ran garage sales every weekend and that constant garage sales burden neighborhoods with clutter, noise and extra traffic. The Board also finds that while the zoning code generally prohibits commercial uses in a residential neighborhood and constant garage sales are a commercial use, it can amend the zoning code to simplify proof of the zoning code violation by establishing a standard for when the number of garage sales at a residential location tips over the line to a prohibited commercial use. The Board draws the line at no more than four garage sales a year because realistically no homeowner who is simply emptying out their unwanted goods would offer more than four sales a year. The Board recognizes that garage sales almost always occur over weekends and that they may occur on a three day weekend or extend into the Friday before or Monday after a two-day weekend. Accordingly, the Board provides that garage sales may not last more than three consecutive days.

Section 2.

Section 70-99 of the Town Code is hereby amended as follows:

§ 70-99. Application of provisions.

Editor's Note: Former § 70-99, Accessory buildings, was redesignated as § 70-100.1 10-8-1996 by L.L. No. 25-1996. [Amended 8-12-1980 by L.L. No. 10-1980; 7-9-1991 by L.L. No. 10-1991]

Accessory buildings or structures, **temporary uses** and encroachments, conforming to the provisions of this Article, are permitted in any residential district.

Section 3.

Article XI of the Town Code is hereby amended as follows:

§ 70-100.3. Permitted Temporary Use Regulations

A. **Garage sales. Garage sales shall be allowed in residential zoning districts without a permit, subject to the following conditions:**

(1) **Not more than four (4) garage sales of up to three (3) consecutive days each per calendar year may be conducted per property.**

(2) **Garage sales shall be held during daylight hours only.**

(3) **Any signage must comply with Article XXI of this chapter.**

B. **For the purpose of this article, the term(s) used herein are defined as follows:**

GARAGE SALE-- The sale or offering for sale of new, used or secondhand items of personal property at one or more residential premises at any one time, including all sales in residential areas entitled "garage sale," "yard sale," "tag sale," "porch sale," "lawn sale," "attic sale," "basement sale," "rummage sale," "flea market sale" "estate sale" or any similar casual sale of tangible personal property.

PERSONAL PROPERTY-- Items, goods, merchandise, clothing, furniture or other tangible property which is owned, utilized and/or maintained by an individual or members of his/her

residence and acquired by such individuals in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.

Section 4.

This Local Law shall take effect immediately upon filing with the Secretary of State.
and; be it further

RESOLVED that for purposes of SEQRA, the Town Board declares itself lead agency; and it is further

RESOLVED that the project (amendment to the local law) is an “unlisted action” which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form; and it is further

RESOLVED that the Board adopts the determination of the Commissioner of Planning and his recommendation that a Negative Declaration be issued; and it is further

RESOLVED that the Town Clerk be and hereby is authorized and directed, in the manner required by law, to file a copy of the Local Law with the Secretary of State, and to publish a notice of adoption of the Local Law, which notice shall be in substantially the following form:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on August 25, 2015, at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. of 2015 was adopted. The local law amends Chapter 70 of the Town Code entitled “Zoning” in order to maintain the character of residential neighborhoods by restricting garage and yard sales to not more than four occurrences of up to three days each per calendar year at one address.

Dated: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney Town Clerk Building Planning

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 585 -2015

A PUBLIC HEARING TO CONSIDER THE APPLICATION OF BSI 8 HARBOR PARK DRIVE LLC FOR AMENDED SITE PLAN APPROVAL FOR THE PREMISES LOCATED AT 8 HARBOR PARK DRIVE, PORT WASHINGTON, NEW YORK, IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 58, LOT 101.

WHEREAS, BSI 8 Harbor Park Drive LLC, 26 Harbor Park Drive, Port Washington, New York 10050 (the "Applicant") has applied (the "Application" or the "Amendment") to amend the prior site plan review in order to construct a two-story, 4,320 square-foot office/storage building and a 56,000 square-foot parking lot on a 3.0 acre parcel located at 8 Harbor Park Drive, Port Washington, New York, and designated on the Nassau County Land and Tax Map as Section 6, Block 58, Lot 101 (the "Premises"); and

WHEREAS, the Applicant's previous application to construct a 13,224 square-foot warehouse/office building with a 60-space parking lot for the Premises was approved by the Board pursuant to Resolution No. 552-2014, adopted at its meeting held on September 9, 2014; and

WHEREAS, it has been determined that the Amendment requires site plan review pursuant to Town Code § 70-219 ("Site Plan Review"); and

WHEREAS, reports and recommendations on the Application have been filed with this Board by the Department of Planning and Environmental Protection (the "Planning Department"); and

WHEREAS, the Town Clerk, pursuant to and in accordance with Town Code § 70-219 (F) (1), has published notice of a public hearing for the site plan review, as authorized and directed by the Board pursuant to Resolution No. 492-2015, adopted at its meeting held on July 14, 2015; and

WHEREAS, the Applicant has furnished proof of service of notice of the public hearing to the affected property owners within a 300-foot radius of the Premises as required by Town Code § 70-219(F)(2) and filed an affidavit as to the mailing of such notices as required thereunder; and

WHEREAS, the Applicant has furnished proof of posting of a sign on the Premises as required by Town Code § 70-219(F)(3) and filed an affidavit as to the posting as required thereunder; and

WHEREAS, the Public Hearing was convened by the Board on August 11, 2015 and continued to August 25, 2015 affording all interested persons the opportunity to be heard; and

WHEREAS, pursuant to General Municipal Law 239-m, the Nassau County Planning Commission (the “Commission”) was furnished with copies of the site plan and the Full Environmental Assessment Form (the “FEAF”); and

WHEREAS, the Commission passed a resolution, No. 10024-2015, recommending a local determination at its meeting on July 30, 2015; and

WHEREAS, the Roslyn Union Free School District (the “District”) has requested that the Town Board exempt the use of the Property for the Roslyn Use from the requirements of §§70-150 through 70-153 and §§70-160 through 70-163 of the Town Code (the “Exemption”) for the Premises so that District-owned school buses could be stored at the Premises (the “District Use”); and

WHEREAS, the Exemption will only be granted if the Board finds that the District Use serves a public purpose and further will terminate if the District vacates the Premises or no longer stores buses at the Premises; and

WHEREAS, the Planning Department has reviewed the Application and recommends approval of same, subject to following conditions which will mitigate the impact of the Amendment: (i) an evergreen, landscaped buffer be installed and maintained in the front yard sufficient to screen the view of the vehicles from the street; (ii) the Applicant shall submit a landscape plan depicting the buffer to the Planning Department for approval prior to the issuance of a building permit; (iii) the Applicant shall submit an amended site plan enlarging each curb cut to thirty-six (36’) feet to the Planning Department for approval prior to the issuance of a building permit; (iv) no maintenance or washing of vehicles shall be performed at the Premises; (v) no vehicles shall be permitted to park in the streets or on any other site within the Planned Industrial Park; and (vi) that the site plan approval will terminate if the District vacates the Premises or no longer stores District-owned buses at the Premises (the “Conditions”); and

WHEREAS, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for implementation of the New York State Environmental Quality Review Act as set forth in Title 6, Part 617.6 (b) of the Official Compilation of Codes, Rules, and Regulations of the State of New York (“SEQRA Regulations”); and

WHEREAS, this Board, through action of the Planning Department pursuant to Code §20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA Regulations; and

WHEREAS, the Board has reviewed the determination of the Planning Department, dated August 11, 2015, and the Negative Declaration indicating that the Action constitutes an “unlisted action” pursuant to Section 617.2 (ak) of the SEQRA Regulations which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the FEAF, Parts 1 and 2, for the reasons that: (i) the Action (A) is not anticipated to cause a substantial: (1) adverse change in existing air quality, ground or surface water quality or quantity, (2) a substantial increase in solid waste production; noise; the potential for erosion, flooding, leaching, or drainage problems; and (B) will not cause (1) significant impacts to vegetation or wildlife; or (2) a major change in the use of either the quantity or type of energy, and (C) will not create a hazard to human health, and (ii) the Action involves the construction of a two-story, 4,320 square foot office/storage building with a 56,000 square-foot parking lot for school bus storage; and (iii) while unsightly, and likely to result in idling diesel engines, the larger parking lot will have a minimal demand for water or energy, is a minimal generator of solid wastes and sewage and will cause no greater loss of vegetation than a

conventional office building with a standard parking lot (the “Determinations and Negative Declaration”); and.

WHEREAS, the Board wishes to concur in the conclusion that the Action constitutes an “unlisted action” as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and

WHEREAS, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on August 11, 2015 and August 25, 2015, and afforded all interested persons the opportunity to be heard; and

WHEREAS, this Board now wishes to render a decision on the Application.

NOW, THEREFORE, BE IT

RESOLVED that the Board declares itself “lead agency” under the SEQRA Regulations for the Action; and be it further

RESOLVED that the Board hereby adopts the Planning Department’s Determinations and Negative Declaration, finding that the Action is an “unlisted action” which will not result in any significant adverse impact on the environment, based upon the analysis set forth in the FEAF, and upon the testimony and reports adduced at the Public Hearing; and be it further

RESOLVED that the Board hereby authorizes the Planning Department to prepare, file, and distribute such documents as may be required pursuant to § 617.12 of the SEQRA Regulations to effectuate the foregoing determinations and findings made pursuant to the SEQRA Regulations; and be it further

RESOLVED that this Board finds that the Application and site plan, subject to the Conditions, are in compliance with Chapter 70 of the Town Code and consistent with the spirit and intent of Town Code §70-219; and be it further

RESOLVED that, pursuant to Town Code §70-219 (B), the site plan is hereby approved, subject to the Conditions; and be it further

RESOLVED that a copy of this approval shall be filed with the Commissioner of Building Safety, Inspection and Enforcement (the “Building Commissioner”), and the Building Commissioner is hereby authorized and directed to issue a building permit, upon compliance with the building permit application requirements as set forth in the Town Code, the Conditions above and any other conditions or requirements imposed by any other governmental entity having jurisdiction over the property, and to take such other action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,

Supervisor Bosworth

Nays: None

CC: Town Attorney Building Department Planning & Environ Protection

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.586-2015

A PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF A HANDICAPPED PARKING SPACE AFFECTING BROOKFIELD ROAD IN NEW HYDE PARK, NEW YORK.

WHEREAS, the Town Board (the "Board") of the Town of North Hempstead previously directed the Clerk to give notice of a public hearing to consider enacting an ordinance (the "Ordinance"), pursuant to Section 1660 of the Vehicle and Traffic Law, establishing a handicapped parking space on the north side of Brookfield Road, New Hyde Park, from a point 235 feet west of the west curb line of Cherrywood Drive, west, for a distance of 20 feet; and

WHEREAS, the public hearing was conducted on August 25, 2015, where all interested persons were afforded an opportunity to be heard concerning the proposed Ordinance; and

WHEREAS, the Board promised that it would consider a statement to the Board on this issue that was made at the August 11, 2015 meeting; and

WHEREAS, this Board deems it in the public interest to adopt the Ordinance.

NOW, THEREFORE, BE IT

RESOLVED that pursuant to Section 1660 of the Vehicle and Traffic Law of the State of New York, the Ordinance establishing a handicapped parking space on the north side of Brookfield Road, New Hyde Park, from a point 235 feet west of the west curb line of Cherrywood Drive, west, for a distance of 20 feet; is adopted by this Board, as more particularly described in the Notice of Adoption; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a Notice of Adoption, as required by law, which notice shall be in substantially the following form:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that the Town Board of the Town of North Hempstead at a regular public meeting held on the 25th of August, 2015 at 7:30 P.M. at Town Hall, 220 Plandome Road, Manhasset, New York, adopted an ordinance establishing a handicapped parking space, pursuant to the authority contained in Section 1660 of the Vehicle and Traffic Law.

PLEASE TAKE FURTHER NOTICE that the ordinance shall read as follows:

**AN ORDINANCE ESTABLISHING A HANDICAPPED PARKING SPACE ON
BROOKFIELD ROAD, NEW HYDE PARK, NEW YORK.**

1. Section 5 of the ordinance establishing handicapped spaces adopted July 21, 1987 and amended September 15, 1987, February 7, 1989, April 3, 1990, July 17, 1990, November 20, 1990, December 4, 1990, February 19, 1991, October 8, 1991, April 29, 1992, August 11, 1992, April 13, 1993, May 3, 1994, November 22, 1994, April 25, 1995, August 29, 1995, August 27, 1996, November 12, 1996, December 17, 1996, March 4, 1997, May 6, 1997, June 10, 1997, July 15, 1997, March 24, 1998, November 17, 1998, March 2, 1999, June 8, 1999, October 20, 1999, June 27, 2000, August 29, 2000, September 19, 2000, November 14, 2000, February 13, 2001, March 6, 2001, March 27, 2001, May 15, 2001, August 21, 2001, October 16, 2001, November 13, 2001, January 29, 2002, March 12, 2002, April 2, 2002, June 4, 2002, October 1, 2002, November 19, 2002, December 10, 2002, February 11, 2003, April 22, 2003, October 21, 2003, January 6, 2004, March 9, 2004, May 11, 2004, June 29, 2004, August 31, 2004, January 25, 2005, June 14, 2005, July 19, 2005, October 18, 2005, November 15, 2005, January 3, 2006, January 24, 2006, March 21, 2006, May 2, 2006, January 2, 2007, March 6, 2007, April 17, 2007, June 19, 2007, August 14, 2007, September 25, 2007, December 11, 2007, January 29, 2008, May 6, 2008, June 17, 2008, July 29, 2008, August 19, 2008, September 9, 2008, January 6, 2009, May 19, 2009, July 14, 2009, August 4, 2009, August 25, 2009, October 20, 2009, December 8, 2009, January 26, 2010, October 5, 2010, December 14, 2010, January 25, 2011, March 8, 2011, June 14, 2011, July 12, 2011, May 8, 2012, June 19, 2012, July 10, 2012, August 21, 2012, September 12, 2012, November 20, 2012, December 11, 2012, January 8, 2013, February 19, 2013, April 02, 2013, May 14, 2013, June 4, 2013, September 10, 2013, October 7, 2013, December 10, 2013, February 25, 2014, April 1, 2014, June 10, 2014, December 9, 2014, March 31, 2015, May 12, 2015, and July 14, 2015 and is further amended by adding thereto a new subdivision as follows:
2. "68" A handicapped parking space is established on the north side of Brookfield Road, New Hyde Park, from a point 235 feet west of the west curb line of Cherrywood Drive, west, for a distance of 20 feet.
3. This Ordinance shall take effect ten (10) days after publication of the Notice of Adoption by the Town Clerk pursuant to Section 133 of the Town Law of the State of New York.

DATED: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
TOWN CLERK**

DATED: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Traffic Safety Public Safety

Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 587-2015

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW ESTABLISHING CHAPTER 67 OF THE TOWN CODE ENTITLED "BAMBOO".

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law establishing Chapter 67 of the Town Code entitled “Bamboo” in order to protect private and public property from the damaging spread of certain running bamboo grasses and to protect indigenous plant materials from the invasive spread of running bamboo by restricting the planting and growing of bamboo within the Town.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 29th day of September, 2015, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law establishing of Chapter 67 of the Town Code entitled “Bamboo” in order to restrict planting and growing bamboo within the Town; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 29th day of September, 2015, at 7:30 P.M., to consider the adoption of a Local Law establishing Chapter 67 of the Town Code entitled “Bamboo” in order to protect private and public property from the damaging spread of certain running bamboo grasses and to protect indigenous plant materials from the invasive spread of running bamboo by restricting the planting and growing of bamboo within the Town.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the public hearing.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be on available on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

DATED: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

DATED: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Planning Building

Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 588-2015

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RECOMMENDATION OF THE COMMISSIONER OF THE DEPARTMENT OF BUILDINGS TO DEMOLISH AND REMOVE TWO BUILDINGS LOCATED AT 265 SHERIDAN STREET A/K/A 746 ROMAN AVENUE, WESTBURY, IDENTIFIED ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AS SECTION 11, BLOCK 019, LOTS 30 AND 132.

WHEREAS, the Commissioner of the Department of Building, Safety Inspection and Enforcement (the “Building Commissioner”) has deemed two buildings located at 265 Sheridan Street a/k/a 746 Roman Avenue, Westbury, New York, identified in the Land and Tax Map of the County of Nassau as Section 11, Block 019, Lots 30 and 132 (the “Premises”) to be “Unsafe Buildings” pursuant to Town Code Chapter 2A; and

WHEREAS, the Building Commissioner has recommended to this Board that action be taken pursuant to Town Code Chapter 2A to direct the owner of record of the Premises to repair or demolish and remove the “Unsafe Buildings”, and upon the owner of record's failure to comply with such order, to authorize the Town or its agent to demolish the two buildings located at the Premises; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a resolution directing the owner of record to repair or demolish and remove the “Unsafe Buildings” located at the Premises, and in the event the owner of record fails to do so, authorizing the Town or its agent to demolish and remove the two buildings.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 29th day of September, 2015, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a resolution directing the owner of record to repair or demolish and remove the “Unsafe Buildings” located at the Premises, and in the event the owner of record fails to comply with such order, authorizing the Town or its agent to demolish and remove the two buildings; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the public hearing, as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 29th day of September, 2015, at 7:30 P.M., to consider the adoption of a resolution pursuant to Town Code Chapter 2A directing the owner of record of the premises located at 265 Sheridan Street a/k/a 746 Roman Avenue, Westbury, New York, identified in the Land and Tax Map of the County of Nassau as Section 11, Block 019, Lots 30 and 132 to repair or demolish and remove the two buildings at the premises, which the Building Department has deemed to be "Unsafe Buildings", and in the event the owner of record fails to comply with such order, authorizing the Town or its agent to demolish and remove the two buildings.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the proposed resolution at the time and place advertised.

DATED: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

DATED: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes :Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Planning Building

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 589-2015

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE
ADOPTION OF A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE
ENTITLED "ADMINISTRATION AND ENFORCEMENT."**

WHEREAS, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

WHEREAS, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to improve the Town's ability to eliminate illegal dwelling and rooming units within the Town, prevent them from reoccurring, and to establish penalties for those who profit from illegal housing.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 29th day of September, 2015, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to improve the Town's ability to eliminate illegal dwelling and rooming units within the Town, prevent them from reoccurring, and to establish penalties for those who profit from illegal housing; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the public hearing, as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 29th day of September, 2015, at 7:30 P.M., to consider the adoption of a Local Law amending Chapter 2 of the Town Code entitled "Administration and Enforcement" in order to improve the Town's ability to eliminate illegal dwelling and rooming units within the Town, prevent them from reoccurring, and to establish penalties for those who profit from illegal housing.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the proposed Local Law at the public hearing.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

DATED: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

DATED: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Planning Building

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 590-2015

A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 13, 2015.

WHEREAS, the Town Board desires to set a Special Meeting of the Town Board (the “Board”) to review the 2016 Tentative Budget for the Town of North Hempstead and to further consider any other matters that may come before the Board; and

NOW, THEREFORE, BE IT

RESOLVED that a Special Meeting of the Town Board shall be held in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York on October 13, 2015 at 7:30 p.m. to review the 2016 Tentative Budget for the Town of North Hempstead and to further consider any other matters that may come before the Board; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of such Special Meeting, which notice shall be in substantially the following form:

NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE that a Special Meeting of the Town Board of the Town of North Hempstead will be held on October 13, 2015 at 7:30 p.m. in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York, to review the 2016 Tentative Budget for the Town of North Hempstead and to further consider any other matters that may come before the Board.

Dated: Manhasset, New York
August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR., TOWN CLERK**

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC Town Attorney Town Clerk

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 591-2015

A RESOLUTION SETTING A DATE FOR A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD FOR OCTOBER 29, 2015.

WHEREAS, the Town Board desires to set a Special Meeting of the Town Board (the “Board”) to consider matters relating to the Town’s 2016 budget and to further consider any other matters that may come before the Board; and

NOW, THEREFORE, BE IT

RESOLVED that a Special Meeting of the Town Board shall be held in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York on October 29, 2015 at 7:30 p.m. to consider matters relating to the Town’s 2016 budget and to further consider any other matters that may come before the Board; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of such Special Meeting, which notice shall be in substantially the following form:

NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE that a Special Meeting of the Town Board of the Town of North Hempstead will be held on October 29, 2015 at 7:30 p.m. in the Town Board Room located at Town Hall, 220 Plandome Road, Manhasset, New York, to consider matters relating to the Town’s 2016 budget and to further consider any other matters that may come before the Board.

Dated: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR., TOWN CLERK**

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC Town Attorney Town Clerk

Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 592-2015

A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A RESOLUTION AMENDING THE PREVIOUSLY AUTHORIZED TAX ABATEMENT FOR RENT-CONTROLLED AND RENT-REGULATED PROPERTY OCCUPIED BY SENIOR CITIZENS AND EXTENDING THE TAX ABATEMENT TO PERSONS WITH DISABILITIES AS AUTHORIZED BY STATE LAW.

WHEREAS, pursuant to Section 467-b of the Real Property Tax Law of the State of New York (“RPTL”), the Legislature of the State of New York (the “State”) authorized municipalities throughout the State to grant tax assistance benefitting persons of age 62 years and older (“Senior Citizens”) and persons with disabilities (“Persons with Disabilities”) occupying rent controlled or rent regulated property; and

WHEREAS, the State amended Section 467-b of the RPTL by raising the maximum income for which a tax abatement may be granted from \$29,000 to \$50,000 for Senior Citizens and for Persons with Disabilities and limited incomes; and

WHEREAS, having previously adopted a program providing the tax abatement for Senior Citizens pursuant to the RPTL, this Board deems it in the public interest to schedule a public hearing to consider raising the income limit from \$29,000 to \$40,000; and

WHEREAS, this Board further deems it in the public interest to schedule a public hearing to consider extending the Town’s participation in the program to Persons with Disabilities and to schedule a public hearing to consider setting the income limit for Persons with Disabilities at \$40,000 as provided for in the RPTL.

NOW, THEREFORE, BE IT

RESOLVED that a public hearing be held by this Board on the 29th day of September, 2015, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering a resolution amending the previously authorized tax abatement for rent-controlled and rent-regulated property occupied by senior citizens by raising the income limit from \$29,000 to \$40,000 and extending the tax abatement to persons with disabilities by setting the income limit for such persons at \$40,000 as authorized by state law; and be it further

RESOLVED that the Town Clerk be and hereby is authorized and directed to publish a notice of the public hearing, as required by law, which notice shall be in substantially the following form:

NOTICE OF HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 29th day of September, 2015, at 7:30 P.M., to consider a resolution amending the previously authorized tax abatement for rent-controlled and rent-regulated property occupied by senior citizens by raising the income limit from \$29,000 to \$40,000 and extending the tax abatement to persons with disabilities by setting the income limit for such persons at \$40,000 as authorized by state law

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the proposed resolution at the time and place advertised.

DATED: Manhasset, New York

August 25, 2015

**BY ORDER OF THE TOWN BOARD OF
THE TOWN OF NORTH HEMPSTEAD
WAYNE H. WINK, JR.
Town Clerk**

DATED: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Town Clerk Receiver of Taxes Comptroller

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 593-2015

A RESOLUTION AUTHORIZING THE TOWN BOARD TO ACCEPT A GIFT FROM THE FANNY DWIGHT CLARK MEMORIAL GARDEN, INC. TO THE DEPARTMENT OF PARKS AND RECREATION.

WHEREAS, The Fanny Dwight Clark Memorial Garden, Inc. wishes to donate the services of The Pond Guy to complete algaecide spraying at Clark Garden valued at \$4,800; and

WHEREAS, the Town Board, pursuant to Town Law Section 64 (8), may accept gifts for public use; and

WHEREAS, this Board wishes to accept the gift.

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby gratefully accepts the gift as set forth above.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Parks and Recreation

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 594-2015

A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES NATIONAL PARKS SERVICE MARITIME HERITAGE GRANT PROGRAM AND THE TAKING OF RELATED ACTION.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”), is committed to the restoration of Stepping Stones Light Station; and

WHEREAS, the National Parks Service's Maritime Heritage Grant Program supports such projects; and

WHEREAS, a grant from the National Parks Service's Maritime Heritage Grant Program is available for this purpose; and

WHEREAS, the Grant for \$130,000 requires that the Town provide \$130,000 in matching funds (“Matching Funds”); and

WHEREAS, the Grants Coordinator (the “Coordinator”) has recommended that the Town prepare and submit a grant application to the National Parks Service's Maritime Heritage Grant Program (the “Application”); and

WHEREAS, this Board wishes to prepare and submit an application for the grant.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized and directed to execute the Application, and shall be further authorized to execute any and all agreements or documents required to be executed in the event that such grant is awarded to the Town; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of such agreements and documents.

Dated: August 25, 2015

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 595-2015

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND THE TAKING OF RELATED ACTION.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”), is committed to the safety of residents; and

WHEREAS, the New York State Division of Criminal Justice Service's Legislative Grant Program sponsored by New York State Senator Jack Martins supports such projects; and

WHEREAS, a grant from the New York State Division of Criminal Justice Service's Legislative Grant Program is available for the purchase of radar controlled speed signs to be placed throughout the Town and in Villages within the Town.; and

WHEREAS, the Grant is for \$100,000; and

WHEREAS, the Grants Coordinator (the “Coordinator”) has recommended that the Town accept the grant from the New York State Division of Criminal Justice Service's Legislative Grant Program and

WHEREAS, this Board wishes to prepare and submit an application for the grant.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized to execute any and all agreements or documents required to be executed for the grant awarded to the Town; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of such agreements and document

Dated: August 25, 2015

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 596-2015

A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION UNDER THE WATER INFRASTRUCTURE IMPROVEMENT ACT CLEAN WATER GRANT AND THE TAKING OF RELATED ACTION.

WHEREAS, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”), seeks to connect North Hempstead Beach Park to the waste water collection system of the Port Washington Water Pollution Control District.; and

WHEREAS, the New York State Environmental Facilities Corporation under the Water Infrastructure Improvement Act Clean Water Grant supports such projects; and

WHEREAS, a grant from the New York State Infrastructure Improvement Act Clean Water Grant Program is available for this purpose; and

WHEREAS, the Grant for \$1,800,000 requires that the Town provide \$450,000 in matching funds (“Matching Funds”); and

WHEREAS, the Grants Coordinator (the “Coordinator”) has recommended that the Town prepare and submit a grant application to the NYS Infrastructure Improvement Act Clean Water Grant Program (the “Application”); and

WHEREAS, this Board wishes to prepare and submit an application for the grant.

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized and directed to execute the Application, and shall be further authorized to execute any and all agreements or documents required to be executed in the event that such grant is awarded to the Town; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of such agreements and documents.

Dated: August 25, 2015

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney Comptroller

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 597-2015

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF THE SALT DOME AT THE TOWN OF NORTH HEMPSTEAD SHORE ROAD YARD, 700 WEST SHORE ROAD, PORT WASHINGTON, DPW PROJECT NO. 15-17.

WHEREAS, the Town Clerk has solicited bids for the replacement of the salt dome at the Town of North Hempstead Shore Road Yard, 700 West Shore Road, Port Washington, DPW Project No. 15-17 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows

Bidder	Price
Galvin Bros., Inc/Madhue Contracting Corp. a joint venture of 149 Steamboat Road Great Neck, New York 11024	\$757,860.00.
The Landtek Group, Inc. 235 County Line Road Amityville, New York 11701	\$575,000.00
S.J. Hoerning Construction, Inc. 1471 Fifth Avenue Bay Shore, New York 11706	\$576,000.00

and;

WHEREAS, after a review of the bids, the Commissioner has recommended that the contract for the Project be awarded to The Landtek Group, Inc. (the “Contractor”) as the lowest responsible bidder at its bid price of Five Hundred Seventy-Five Thousand and 00/100 Dollars (\$575,000.00); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by this Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of Five Hundred Seventy-Five Thousand and 00/100 Dollars (\$575,000.00), as more particularly set forth in an agreement which shall be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 598-2015

A RESOLUTION AUTHORIZING THE AWARD OF AN RFP FOR DOITT CONSULTING SERVICES, TNH080-2015.

WHEREAS, the Town's Department of Information Technology and Telecommunications (the "Department") needs to provide on-call technology assistance (the "Services"); and

WHEREAS, having reviewed responses from various firms responding to Request for Proposals No. TNH080-2015 (the "RFP"), the Commissioner of the Department has recommended that agreements (the "Agreements") for the Services be awarded to the following firms:

<u>Item</u>	<u>Firm</u>
Cisco Network	Langistic Networks, Inc. 101 Colin Drive, No. 3 Holbrook, New York 11741
	Svam International, Inc. 233 East Shore Road, Ste. 201 Great Neck, New York 10023
Windows Server – 2008-2012	Langistic Networks, Inc. 101 Colin Drive, No. 3 Holbrook, New York 11741
	Svam International, Inc. 233 East Shore Road, Ste. 201 Great Neck, New York 10023
Mobile App Development	Mobile Programming LLC 115 Broadway New York, New York 10006
	Quantilus, Inc. 115 Broadway, Suite 1202 New York, New York 10006
Desktop MAC PC	MacPros LLC 4 Brian Lane East Northport, New York 11731
	Mobile Programming LLC 115 Broadway New York, New York 10006

Exchange Server – 2010-2013	Langistic Networks, Inc. 101 Colin Drive, No. 3 Holbrook, New York 11741
	Svam International, Inc. 233 East Shore Road, Ste. 201 Great Neck, New York 10023

at the prices shown on Exhibit A attached hereto and made a part hereof; and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has requested that the Town Board authorize the Town to enter into the Agreements; and

WHEREAS, this Board wishes to authorize the execution of the Agreements

NOW, THEREFORE, BE IT

RESOLVED that the Agreements be and hereby are authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Agreements, copies of which shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreements, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreements and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney Admin Services DOITT

TNH080-2015- RFP- DoITT Consulting Services	Mobile Programming LLC 115 Broadway, 13th floor	Langistic Networks, Inc. 101-3 Colin Dr	MacPros 4 brisn Lane	Svam International, Inc. 233 East Shore Road Suite 201 Great Neck, NY 11023 Allen Godin 516-466-6655 allen@svam.com	Quantilus 115 Broadway Suite 1202 New York, NY 1006 Debarshi Chaudhury 212-768-8900 debarshi.chaudhury@qua
Cisco Network					
---Project Based response		\$ 150.00		\$ 100.00	
---Next Day Response		\$ 150.00		\$ 105.00	
---Same Day Response		\$ 180.00		\$ 110.00	
---Emergency After Hours		\$ 270.00		\$ 115.00	
---Remote Support (business hours)		\$ 150.00		\$ 90.00	
Windows Server- 2008-2012					
---Project Based response		\$ 150.00		\$ 90.00	
---Next Day Response		\$ 150.00		\$ 95.00	
---Same Day Response		\$ 180.00		\$ 100.00	
---Emergency After Hours		\$ 270.00		\$ 105.00	
---Remote Support (business hours)		\$ 150.00		\$ 80.00	
Mobile App Development					
---Project Based response	\$ 95.00				see rate sheet
---Next Day Response	\$ 95.00				
---Same Day Response	\$ 95.00				
---Emergency After Hours	\$ 115.00				
---Remote Support (business hours)	\$ 85.00				
Desktop MAC PC					
---Project Based response	\$ 75.00		\$ 185.00		
---Next Day Response	\$ 75.00		\$ 185.00		
---Same Day Response	\$ 75.00		\$ 185.00		
---Emergency After Hours	\$ 95.00		\$ 250.00		
---Remote Support (business hours)	\$ 65.00		\$ 185.00		
Exchange Server- 2010-2013					
---Project Based response		\$ 150.00		\$ 90.00	
---Next Day Response		\$ 150.00		\$ 95.00	
---Same Day Response		\$ 180.00		\$ 100.00	
---Emergency After Hours		\$ 270.00		\$ 105.00	
---Remote Support (business hours)		\$ 150.00		\$ 80.00	

FEE PROPOSAL

Presented below is Quantilus's rate card for mobile application work. We extend to the Town of North Hempstead our Favored Customer Discount of 20% off the normal labor rate per hour.

SERVICE PROPOSED (e.g. Job Title/Task)	MINIMUM EDUCATION/ CERTIFICATION LEVEL	MINIMUM YEARS OF EXPERIENCE	PRICE OFFERED TO FAVORED CUSTOMERS	UNIT OF ISSUE (e.g. Hour, Task, Sq ft)
Project Manager	Bachelor's Degree	4	\$80	Hour
Scrum Master	Bachelor's Degree	5	\$80	Hour
Solution Architect	Bachelor's Degree	8	\$90	Hour
Development Lead	Bachelor's Degree	6	\$80	Hour
Senior Programmer - Mobile (iOS, Android, Windows 8)	Bachelor's Degree	5	\$80	Hour
Senior Programmer - Web (HTML5, Javascript)	Bachelor's Degree	5	\$80	Hour
Programmer - Mobile (iOS, Android, Windows 8)	Bachelor's Degree	1	\$72	Hour
Programmer - Web (HTML5, Javascript)	Bachelor's Degree	1	\$72	Hour
Senior Infrastructure Admin (DB, Cloud, etc.)	Bachelor's Degree	5	\$80	Hour
Infrastructure Administrator	Bachelor's Degree	2	\$68	Hour
Business Analyst	Bachelor's Degree	0	\$68	Hour
Quality Assurance Lead	Bachelor's Degree	5	\$75	Hour
Quality	Bachelor's	0	\$68	Hour

Assurance Analyst	Degree			
Technical Writer	Bachelor's Degree	3	\$64	Hour
UI Designer	Bachelor's Degree	3	\$68	Hour
UX Specialist	Bachelor's Degree	3	\$76	Hour

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 599-2015

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR ARBORIST SERVICES, TNH034-2015.

WHEREAS, the Town Board authorized the Commissioner of Administrative Services (the “Commissioner”) to solicit bids for arborist services; and

WHEREAS, bids were received as forth in Exhibit A attached hereto (the “Bids”); and

WHEREAS, following a review of the Bids, the Commissioner has recommended an award as set forth in Exhibit B attached hereto (the “Award”); and

WHEREAS, this Board wishes to authorize the Award as recommended by the Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that the Award as recommended by the Commissioner is hereby authorized; and be it further

RESOLVED that the Supervisor and/or the Commissioner of Administrative Services be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Department of Administrative Services, and to take such other related action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be, and hereby is, authorized and directed to pay the costs of said awards upon receipt of a duly executed and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Administrative Services

TNH034-2015-Arborists Services	
Winning Vendor	Items Won
Barbara Thayer, P.E. Arch.,	
Landscape Architure, L.S., D.P.C DBA	
B. Thayer Associates	
100 Crossways Pk. Dr, W. Ste. 104	All Items
Woodbury, New York 11797	
516-364-0660 ext 101(p)	
516-364-0668(f)	
bthayer@bthayerassociates.com	
Dom's Lawnmaker Inc. DBA	
Dom's Tree Service	
101 Harbor Road	All Items
Port Washington, NY 11050	
516-944-6497(p)	
516-944-9273(f)	
domstree2@aol.com	

TNH034-2015-Arborists Services

Barbara Thayer, P.E. Arch.,		Dom's Lawnmaker Inc. DBA	Beinert Professional Services, LLC DBA
Landscape Architecture, L.S., D.P.C DBA		Dom's Tree Service	BPS Tree Service
B. Thayer Associates		101 Harbor Road	1 55 Bay Ridge Ave,
100 Crossways Pk. Dr, W. Ste. 104		Port Washington, NY 11050	Brooklyn, NY 11220
Woodbury, New York 11797		516-944-6497(p)	973-634-7764
516-364-0660 ext 101(p)		516-944-9273(f)	718-921-6601
516-364-0668(f)		domstree2@aol.com	bpstreeservice@gmail.com
bthayer@bthayerassociates.com			
Inspection & Assessment of from 1 up to 5 total trees		Tree inspection and issuance of report	\$500 per Tree
(Lump Sum Fee including Field & Office Work)	\$ 250.00	\$180.00 per tree	
Inspection & Assessment of from 6 up to 10 total trees		Arborist oversight of pruning, removals	
(Lump Sum Fee including Field & Office Work)	\$ 400.00	or plantings performed by Town	
		\$85.00 per hour	
Inspection & Assessment of from 11 up to 20 total trees			
(Lump Sum Fee including Field & Office Work)	\$ 750.00		
Inspection & Assessment of 21 or greater total trees			
(Per Tree fee for completion of Field & Office Work)	\$40.00/tree		
Electronic Inventory and Database of Trees			
Hourly Rate for Compilation & Management of			
database documenting Trees within the Town	\$95.00/hr		
Arborist oversight of pruning, removals or plantings			
performed by the Town	\$95.00/hr		

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 600-2015

**A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR DREDGING
PLANDOME POND AT PLANDOME POND PARK, MANHASSET, NEW YORK, DPW
PROJECT NO. 13-13.**

WHEREAS, the Town Clerk has solicited bids for the dredging of Plandome Road at Plandome Pond Park, Manhasset, New York, DPW Project No. 13-13 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows; and

Bidder	Price
Amma Construction Corp. 192 West 9 th Street Huntington Station, New York 11746	\$199,500.00
Galvin Brothers Inc. 149 Steamboat Road Great Neck, New York 11024	\$239,250.00
Tully Environmental Inc. 12750 Northern Boulevard, Flushing, NY 11368	\$304,250.00

WHEREAS, after a review of the bids, the Commissioner has recommended that the contract for the Project be awarded to Amma Construction Corp. (the “Contractor”) as the lowest responsible bidder at its bid price of One Hundred Ninety-Nine Thousand Five Hundred and 00/100 Dollars (\$199,500.00); and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by this Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of One Hundred Ninety-Nine Thousand Five Hundred and 00/100 Dollars (\$199,500.00), as more particularly set forth in an agreement that will be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 601-2015

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR REPLACEMENT OF SPORTS LIGHTING AT THE BASEBALL FIELD AT MANORHAVEN PARK, PORT WASHINGTON, NEW YORK, DPW PROJECT NO. 14-08.

WHEREAS, the Town Clerk has solicited bids for the replacement of sports lighting at the baseball field at Manorhaven Park, Port Washington, New York, DPW Project No. 14-08 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows; and

Bidder	Price
Anker’s Electric Service, Inc. 10 South Fifth St/PO Box 378 Locust Valley, New York 11560	Total Base Bid (Item A+B+C+D): \$383,500.00 Add Alt No. 1: \$15,000.00 Add Alt No. 2: \$24,000.00 Add Alt No. 3: \$81,000.00 Bid + Alt 2: \$407,500.00
Relle Electrical Contractors 26 Sawgrass Drive Bellport, New York 11713	Total Base Bid (Item A+B+C+D): \$567,357.00 Add Alt No. 1: \$6,500.00 Add Alt No. 2: \$13,500.00 Add Alt No. 3: \$62,550.00 Bid + Add Alt 2: \$580,857.00
Palace Electrical Contractors, Inc. 3558 Park Ave. Wantagh, New York 11793	Total Base Bid (Item A+B+C+D): \$511,000.00 Add Alt No. 1: \$10,000.00

	Add Alt No. 2: \$20,000.00 Add Alt No. 3: \$36,000.00 Bid + Add Alt 2: \$531,000.00
Hinck Electrical Contractor, Inc. 75 Orville Drive, Suite 1 Bohemia, New York 11716	Total Base Bid (Item A+B+C+D): \$439,400.00 Add Alt No. 1: \$10,000.00 Add Alt No. 2: \$24,000.00 Add Alt No. 3: \$52,000.00 Bid + Add Alt 2: \$463,400.00
FSG Electric 96 Station Plaza Lynbrook, New York 11563	Total Base Bid (Item A+B+C+D): \$522,600.00 Add Alt No. 1: \$11,000.00 Add Alt No. 2: \$33,000.00 Add Alt No. 3: \$165,000.00 Bid + Add Alt 2: \$555,600.00
Baltray Ent. Inc. d/b/a Bancker Electric 218 Blydenburgh Road Islandia, New York 11749	Total Base Bid (Item A+B+C+D): \$578,000.00 Add Alt No. 1: \$6,000.00 Add Alt No. 2: \$25,000.00 Add Alt No. 3: No bid Bid + Add Alt 2: \$603,000.00

WHEREAS, after a review of the bids, the Commissioner has recommended that the contract for the Project be awarded to Anker's Electric Service, Inc. (the "Contractor") as the lowest responsible bidder at its bid price of Four Hundred Seven Thousand Five Hundred and 00/100 Dollars (\$407,500.00), representing the Contractor's Base Bid plus Add Alt No. 2; and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by this Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of Four Hundred Seven Thousand Five Hundred and 00/100 Dollars (\$407,500.00), representing the Contractor's Base Bid plus Add Alt No. 2, as more particularly set forth in an agreement which will be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 602-2015

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR SITE AND IRRIGATION IMPROVEMENTS TO MANHASSET VALLEY PARK, MANHASSET, NEW YORK, DPW PROJECT NO. 15-10.

WHEREAS, the Town Clerk solicited bids for site and irrigation improvements to Manhasset Valley Park, Manhasset, New York, DPW Project No. 15-10 (the “Project”); and

WHEREAS, bids in response to the solicitation (the “Bids”) were received and were opened, which Bids are as follows

Bidder	Price
The Landtek Group, Inc. 235 County Line Road Amityville, New York 11701	\$407,250.00
Coastal Contracting Corp. 1-12 Schwab Road Melville, New York 11747	\$494,400.00
P.S.L. Industries, Inc. 640 6 th Street Ronkonkoma, New York 11779	\$531,750.00
Laser Industries, Inc. 1775 Route 25/PO Box 315 Ridge, New York 11961	\$588,000.00
Gatz Landscaping, Inc. 6477 Sound Ave/PO Box 104 Mattituck, New York 11952	\$600,565.00

; and

WHEREAS, after a review of the bids, the Commissioner has recommended that the contract for the Project be awarded to The Landtek Group, Inc. (the “Contractor”) as the lowest responsible bidder at its bid price of Four Hundred Seven Thousand Two Hundred Fifty and 00/100 Dollars (\$407,250.00); and

WHEREAS, the Town Board desires to authorize the award to the Contractor as recommended by the Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of Four Hundred Seven Thousand Two Hundred Fifty and 00/100 Dollars (\$407,250.00), as more particularly set forth in an agreement that will be filed in the Office of the Town Clerk (the “Award”); and be it further

RESOLVED that the Supervisor is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRICKEN

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE REHABILITATION OF COURT LIGHTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NEW YORK, DPW PROJECT NO. 15-06. Stricken.

NO RESOLUTION.

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRICKEN

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH H2M ARCHITECTS & ENGINEERS FOR ENGINEERING SERVICES FOR REHABILITATION OF COURT LIGHTING AT MICHAEL J. TULLY PARK, NEW HYDE PARK, NEW YORK, DPW PROJECT NO. 15-06. Stricken

NO RESOLUTION.

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 603-2015

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR CONCRETE, FINE SAND AND MASONRY, TNH012-2015.

WHEREAS, the Commissioner of Administrative Services (the “Commissioner”) has solicited bids for concrete, fine sand and masonry; and

WHEREAS, bids were received as forth in Exhibit A attached hereto (the “Bids”); and

WHEREAS, the award of certain items listed in the Bids was made by resolution of this Board on August 11, 2015, leaving some items not awarded; and

WHEREAS, these items were not awarded because the bidders had not yet received the requisite New York State certifications in order to provide the services and materials listed in the Bids; and

WHEREAS, one of the bidders has since received the required certifications; and

WHEREAS, the Commissioner has recommended an award as set forth in Exhibit B attached hereto (the “Award”); and

WHEREAS, the Town was required to purchase materials listed in the bids beginning August 20, 2015; and

WHEREAS, it has been requested that this Board authorize the Award retroactive to August 20, 2015; and

WHEREAS, this Board wishes to authorize the Award, retroactive to August 20, 2015.

NOW, THEREFORE, BE IT

RESOLVED that the Award as recommended by the Commissioner is hereby authorized, retroactive to August 20, 2015; and be it further

RESOLVED that the Supervisor and/or the Commissioner of Administrative Services be and hereby is authorized and directed to execute, on behalf of the Town, any purchase agreements and related documents, a copy of which shall be on file in the Department of Administrative Services,

and to take such other related action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be, and hereby is, authorized and directed to pay the costs of the awards upon receipt of a duly executed and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Administrative Services

TNH012-2015-Concrete, Fine Sand and Masonry		Pioneer building Materials Corp.	D & A sand & Gravel, Inc.	Contractors Market, Inc.	Big Apple Concrete Supply, Inc.
		321 Denton Avenue	225 Sagamore Avenue	1760 Route 25	55 East 2nd Street
		New Hyde Park, NY 11040	Mineola, NY 11501	Ridge NY 11961	Mineola, NY 11510
		Richard Brenza	Emilio Persico	John Gulino	Domingos Rodrigues
		516-746-4341	516-248-9444	631-205-9758	516-741-4299
		dawnr@stixstones.com	EP22@aol.com	johnng@contractorsmarket.com	
6a)	TRANSIT MIX - NASSAU COUNTY CLASS A 3800 POUND TEST ,				
	3 CU.YD. MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 84.98	\$ 85.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 76.98	\$ 77.00	NB	NB
6b)	TRANSIT MIX - NASSAU COUNTY CLASS A 3800 POUND TEST ,				
	WITH 1% CALCIUM, FALL MIX				
	3 CU.YD. MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 86.98	\$ 87.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 78.98	\$ 79.00	NB	NB
6C)	TRANSIT MIX - NASSAU COUNTY CLASS A 3800 POUND TEST ,				
	WITH 2% CALCIUM, WINTER MIX				
	3 CU.YD. MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 87.98	\$ 89.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 80.95	\$ 81.00	NB	NB
7a)	TRANSIT MIX - NASSAU COUNTY CLASS B 4000 POUND TEST				
	3 CU.YD. MIN. DELIVERIES				
	PER CU.MIN. YD. \$ _____	\$ 84.98	\$ 85.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 84.98	\$ 77.00	NB	NB
7b)	TRANSIT MIX- NASSAU COUNTY CLASS B 400 POUND TEST				
	WITH 1% CALCIUM CHLORIDE, FALL MIX				

	3 CU. YD. MIN. DELIVERIES				
	PER CU. MIN. YD. \$	\$ 76.98	\$ 87.00	NB	NB
	5 CU. YD. MIN DELIVERIES	\$ 76.98	\$ 79.00		
7c)	TRANSIT MIX- NASSAU COUNTY CLASS B 400 POUND TEST				
	WITH 2% CALCIUM CHLORIDE, WINTER MIX				
	3 CU. YD. MIN. DELIVERIES				
	PER CU. MIN. YD. \$	\$ 86.98	\$ 89.00	NB	NB
	5 CU. YD. MIN DELIVERIES	\$ 78.98	\$ 81.00		
8a)	CONCRETE, READY MIX, 1-2-4- GRAVEL, CLASS B				
	3 CU.YD.MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 88.95	\$ 85.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 80.90	\$ 77.00	NB	NB
8b)	CONCRETE, READY MIX, 1-2-4- GRAVEL, CLASS B				
	1% CALCIUM CHLORIDE, FALL MIX				
	3 CU.YD.MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 84.90	\$ 87.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 76.98	\$ 79.00	NB	NB
8c)	CONCRETE, READY MIX, 1-2-4- GRAVEL, CLASS B				
	2% CALCIUM CHLORIDE, FALL MIX				
	3 CU.YD.MIN. DELIVERIES				
	PER CU. YD. \$ _____	\$ 88.98	\$ 89.00	NB	NB
	5 CU. YD. MIN DELIVERIES ,				
	PER CU. YD. \$ _____	\$ 80.95	\$ 81.00	NB	NB

TNH012-2015-Concrete, Fine Sand & Masonry	
Winning Vendor	Items Won
D & A Sand & Gravel, Inc.	
225 Sagamore Avenue	
Mineola, NY 11501	6a-8c
Emilio Persico	
516-248-9444	
EP22@aol.com	

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 604-2015

A RESOLUTION AUTHORIZING THE TOWN TO EXERCISE AN OPTION TO EXTEND AN AGREEMENT WITH SAFETY MARKING FOR PAVEMENT MARKING, TNH089-2013.

WHEREAS, pursuant to Resolution No. 595-2014, duly adopted at its meeting held on September 9, 2014, the Town Board previously awarded a contract for pavement marking materials and services (the “Services”) to Safety Marking, Inc., 460 Bostwick Avenue, Bridgeport, CT 06605 (the “Contractor”); and

WHEREAS, the agreement contained an option to renew for an additional one-year period with the same terms and conditions (the “Option”); and

WHEREAS, the Commissioner of Administrative Services (the “Commissioner”) has requested that the Town of North Hempstead exercise the Option and extend the contract with the Contractor for one additional year beginning on September 11, 2015 and expiring on September 10, 2016 (the “Extension”); and; and

WHEREAS, the Contractor has consented to the Extension.

WHEREAS, the Board wishes to authorize and exercise the Option and the Extension.

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the exercise of the Option and the Extension; and be it further

RESOLVED that the Supervisor is hereby authorized and directed to execute, on behalf of the Town, the Extension, as more particularly set forth in an agreement which will be on file in the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the Extension; and be it further

RESOLVED that the Comptroller be and is hereby authorized and directed to pay the costs upon receipt of the executed Extension and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Communications

******offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRICKEN

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
UNITEMP, INC. FOR REPAIRS TO THE DISTECH CONTROLS SYSTEM AT
MANORHAVEN BEACH PARK.**

NO RESOLUTION.

Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 605-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE LONG ISLAND FEDERALLY QUALIFIED HEALTH CENTER, INC. TO ESTABLISH A PARTNERSHIP PROVIDING VARIOUS SERVICES AT THE TOWN OF NORTH HEMPSTEAD "YES WE CAN" COMMUNITY CENTER, NEW CASSEL, NEW YORK.

WHEREAS, the Town of North Hempstead (the "Town") seeks to participate in the State of New York Pediatric Obesity Prevention Initiative (the "Initiative"); and

WHEREAS, pursuant to the Initiative, the Town would engage the Long Island Federally Qualified Health Center, Inc., 682 Union Avenue, Westbury, New York 11590 ("LI FQHC") as a community partner for a term of one year beginning on August 31, 2015 and terminating on September 1, 2016; and

WHEREAS, LI FQHC would provide various services to participants at the "Yes We Can" Community Center, including offering pediatric and general fitness classes and providing scholarships for the use of the Community Center; and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize participation in the Initiative as a community partner organization; and

NOW, THEREFORE, BE IT

RESOLVED that the Board hereby authorizes the Supervisor to execute and submit any and all agreements or documents required in order to participate in the Initiative and partner with LI FQHC, including, but not limited to, providing discounts for the use of the Community Center for Initiative-activities, which shall be filed in the Office of the Town Clerk, and take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of all such agreements and/or documents necessary in order to participate in the Initiative.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller Parks

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 606-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PARSONS FLOORS FOR THE INSTALLATION OF BATTING CAGE FLOORING AT MERILLON LITTLE LEAGUE FIELD.

WHEREAS, the Town requires acquisition and installation of batting cage flooring at Merillon Little League Field (the “Project”); and

WHEREAS, the Department of Parks and Recreation (the “Department”) has solicited three (3) quotes for the Project, in accordance with the Town’s Procurement Policy; and

WHEREAS, Parsons Commercial LLC d/b/a Parsons Floors, 665 Commercial Avenue, Garden City, New York 11530 (the “Contractor”) submitted the lowest quote, proposing to perform the Project for a sum not to exceed Two Thousand Two Hundred Five And 76/100 Dollars (\$2,205.76) (the “Contract Amount”); and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has requested the Town enter into an Agreement with the Contractor to perform the Project for the Contract Amount (the “Agreement”); and

WHEREAS, this Board wishes to authorize the execution of the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and hereby is authorized; and be it further

RESOLVED that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney Admin Services Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 607-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COUNTY OF NASSAU AND VARIOUS INCORPORATED VILLAGES WITHIN THE TOWN OF NORTH HEMPSTEAD FOR THE FUNDING AND ADMINISTRATION OF THE MANHASSET BAY PROTECTION COMMITTEE.

WHEREAS, pursuant to Article 8, Sections 1 and 2-a of the New York State Constitution, as effectuated by General Municipal Law §119-o, municipal corporations and districts of the State are empowered to enter into agreements for the performance of their respective functions, powers and duties on a cooperative or contract basis; and

WHEREAS, the Town of North Hempstead (the “Town”), along with the County of Nassau (the “County”) and the Incorporated Villages of Baxter Estates, Flower Hill, Great Neck, Kensington, Kings Point, Manorhaven, Munsey Park, Plandome, Plandome Heights, Plandome Manor, Port Washington North, Sands Point and Thomaston (the “Villages”) are members of the Manhasset Bay Protection Committee (the “Committee”); and

WHEREAS, the purpose of the Committee is to coordinate the efforts of the Town, County and Villages to protect and enhance the quality of Manhasset Bay, its tributaries and wetlands; and

WHEREAS, the Committee was governed by an intermunicipal agreement, executed in 1998, which agreement is currently expired; and

WHEREAS, the Committee has drafted a new intermunicipal agreement between the Town, County and Villages for the funding and administration of the Committee (the “Agreement”); and

WHEREAS, the Department of Planning and Environmental Conservation and the Office of Sustainability have recommended that this Board authorize the execution of the Agreement on behalf of the Town; and

WHEREAS, the Agreement would require the Town to pay annual dues for the administration of the Committee in an amount of eleven percent (11%) of the total amount of due to be collected from the Town, the County and the Villages, which amount cannot exceed Twelve Thousand Two Hundred Twenty-Town and 21/100 Dollars (\$12,222.21) per year (the “Town Contribution”); and

WHEREAS, this Board finds it in the best interests of the Town to authorize the execution of the Agreement and the payment of the Town Contribution.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement and the Payment of the Town Contribution be and hereby is approved; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement and to take such further action as may be necessary to effectuate the provisions of this resolution; and be it further

RESOLVED that the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreement, and to take such further action as may be necessary to effectuate the provisions of this resolution; and be it further

RESOLVED that the Town Comptroller be and hereby is authorized and directed to pay the Town Contribution pursuant to the terms of the Agreement upon receipt of a fully-executed Agreement and certified claims therefor.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 608-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE ROSLYN UNION FREE SCHOOL DISTRICT FOR THEIR PARTICIPATION IN THE TOWN'S SCHOOL RECYCLING PROGRAM.

WHEREAS, pursuant to Article 8, Sections 1 and 2-a of the New York State Constitution, as effectuated by General Municipal Law §§ 119-n and 119-o, the Town is authorized to enter into cooperative service agreements with other governmental entities; and

WHEREAS, recycling prevents large amounts of solid waste from entering landfills and incinerators, and conserves vital resources, and

WHEREAS, the Town wants to assist local school districts within the Town in developing and implementing a successful recycling program that will set a positive example for students; and

WHEREAS, the Town has developed the Public Schools Comprehensive Recycling Plan (the “Plan”) designed to aid school districts located within the Town in developing individual school recycling plans; and

WHEREAS, the Roslyn Union Free School District (the “District”) has requested that the Town enter into an intermunicipal agreement (the “Agreement”) whereby the District would place Town-supplied recycling bins in each District classroom and common area, and the Town would cause all recyclable materials collected by school personnel to be removed by an approved carter; and

WHEREAS, the Office of Sustainability has recommended, in order to further the Plan, that this Board authorize the execution of the Agreement; and

WHEREAS, this Board finds it in the best interests of the Town to authorize the execution of the Agreement.

NOW THEREFORE, BE IT

RESOLVED that the Supervisor is hereby authorized and directed to execute the Agreement on behalf of the Town, and to execute such documents and take such related action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and is hereby authorized and directed to negotiate the terms and conditions, and supervise the execution, of the Agreement and take such related action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the cost associated with the Agreement upon receipt of duly executed Agreement and certified claims therefor and take such related action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

CC: Town Attorney, Comptroller, Sustainability

Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 609 -2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH CASEY FIRE INC. FOR FIRE SYSTEM WORK AT THE "YES WE CAN" COMMUNITY CENTER, NEW CASSEL, NEW YORK.

WHEREAS, the Department of Parks and Recreation (the "Department") requires fire system work at the "Yes We Can" Community Center in New Cassel, New York; and

WHEREAS, the Commissioner of the Department (the "Commissioner") has recommended that the Town enter into an agreement with Casey Fire Systems, Inc., 39-27 59th Street, Woodside, New York 11377 (the "Contractor") to provide one day's worth of services (the "Services") beginning on August 26, 2015 and ending upon payment to the Contractor in consideration of an amount not to exceed Two Thousand One Hundred Eighty-Four And 02/100 Dollars (\$2,184.02) (the "Agreement"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 610-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH EJ WARD INC. FOR SOFTWARE AND HARDWARE UPGRADES FOR THE FUEL MANAGEMENT SOFTWARE PROGRAM USED AT THE DEPARTMENT OF PUBLIC WORKS FACILITY, NEW HYDE PARK, NEW YORK.

WHEREAS, the Department of Information Technology and Telecommunications (the “Department”) requires software and hardware upgrades for the fuel management software program used at the Department of Public Works Facility in New Hyde Park, New York (the “Services”); and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into a professional services agreement with EJ Ward, Inc., 8801 Tradeway, San Antonio, Texas 78217 to provide the Services in consideration of an amount not to exceed Twenty-Two Thousand One Hundred Nine And 50/100 Dollars (\$22,109.50) (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,

Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 611-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THOMAS HARTY FOR CONSULTING SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS.

WHEREAS, the Department of the Information Technology and Telecommunications (the “Department”) requires a consultant to provide assistance with regard to departmental long-term planning and budgeting (the “Services”); and

WHEREAS, it has been recommended to this Board that the Town enter into a professional services agreement with Thomas Harty, 156 Sidney Street, Oyster Bay, New York 11771 to provide the Services for a term of one (1) year commencing August 26, 2015 and terminating August 25, 2016 in consideration of a sum not to exceed \$10,000.00, payable at a rate of \$120.00 per hour (the “Agreement”);

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement is hereby authorized, which Agreement which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO.612- 2015

A RESOLUTION AUTHORIZING AN AGREEMENT WITH QSCEND TECHNOLOGIES INC. FOR ANNUAL SOFTWARE MAINTENANCE FOR THE TOWN'S "MY NORTH HEMPSTEAD" MOBILE APPLICATION.

WHEREAS, the Department of Information Technology and Telecommunications (the “Department”) requires software maintenance and technical support for the Town’s “My North Hempstead” Mobile application for Iphone and Droid devices (the “Services”); and

WHEREAS, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into a professional services agreement with Qscend Technologies Inc., 231 Bank Street, Waterbury, Connecticut 06702, to provide the Services for a term beginning on September 1, 2015 and ending on August 31, 2016 in consideration of an amount not to exceed One Thousand Nine Hundred Eighty and 00/100 Dollars (\$1,980.00) (the “Agreement”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Agreement.

NOW, THEREFORE, BE IT

RESOLVED that the Agreement be and is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller IT&T

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 613-2015

A RESOLUTION SUSPENDING THE PROVISIONS OF CHAPTER 52 OF THE TOWN CODE FOR CERTAIN PROJECT INDEPENDENCE TAXI TRANSPORTATION SERVICES AND AUTHORIZING THE EXECUTION OF AGREEMENTS WITH DELUX TRANSPORTATION SERVICES, CHECKER TRANSPORTATION SERVICES AND GLOBAL ADMINISTRATIVE SERVICES LLC D/B/A ALL ISLAND TRANSPORTATION FOR TAXI TRANSPORTATION SERVICES.

WHEREAS, the Town's Department of Services for the Aging (the "Department") currently operates a taxi transportation program under the auspices of the Department's Project Independence Program; and

WHEREAS, medical appointment transportation services in Great Neck and New Hyde Park (outside the Village of New Hyde Park) (the "Services") are currently provided by Delux Transportation Services, who provides the services pursuant to an agreement with the Town procured through a request for proposals; and

WHEREAS, Delux had informed the Town that it no longer desired to provide the Services effective August 22, 2015; and

WHEREAS, having engaged in multiple procurement actions in order to contract with companies to provide taxi transportation services within the Town without fully satisfactory results, the Department has made the reasonable determination that the universe of potential providers of the Services is limited; and

WHEREAS, the Town was not afforded a sufficient amount of time to release a request for proposals for the Services; and

WHEREAS, the Department has contacted taxi transportation companies in the region to attempt to negotiate short-term agreements to provide the Services, ending December 30, 2015, pending the release of a new request for proposals for the Services; and

WHEREAS, the companies contacted desire to provide the Services, though found the cost of obtaining taxi licenses pursuant to regulations contained in Chapter 52 of the Town Code, in relation to the payments they would receive from providing the Services, to be a prohibitive obstacle to the providing the Services; and

WHEREAS, the Services are vital to the needs of elderly residents in the Town as they provide a less costly method for transportation to medical appointments; and

WHEREAS, this Board finds that, due to the important nature of the Services, the Services will need to continue without interruption; and

WHEREAS, Delux has agreed to continue the Services until August 31, 2015; and

WHEREAS, the Department has recommended that the Town enter into an amendment to the Town's existing agreement with Delux to extend the term of the Agreement to August 31, 2015 for medical appointment transportation services for the Great Neck and New Hyde Park (outside the Village of New Hyde Park) regions and further authorize the Town to enter into agreements with Checker Transportation Services, 47 N. Main Street, Freeport, New York ("Checker") to provide the Services within the New Hyde Park Region (outside the Village of New Hyde Park) in consideration of payment of the Medicaid rate plus five percent (5%) and with Global Administrative Services LLC d/b/a All Island Transportation, PO Box 50, Franklin Square, New York ("All Island") to provide the Services in the Great Neck Region in consideration of payment of the Medicaid rate plus twenty percent (20%) commencing September 1, 2015 and ending December 31, 2015 (the "Agreements"); and

WHEREAS, in order for this short-term solution to succeed, the Department has also recommended that, as Checker and All Island are providing a service to the public through the Town, the licensing provisions of Chapter 52 of the Town Code be suspended with regard to the Services provided under the Agreements; and

WHEREAS, the Office of the Town Clerk has advised that the suspension of the licensing provisions of Chapter 52 of the Town Code with regard to the Services provided under the Agreements should only be implemented if Checker and All Island agree in the Agreements to abide by the drug and alcohol testing provisions of the Town Code (the "Testing Condition"); and

WHEREAS, in order to continue an important and successful program, the Town Board desires to authorize the execution of the Agreements and suspend the taxi licensing provisions of Chapter 52 of the Town Code with regard to the Services provided under the Agreements, subject to the Testing Condition.

NOW, THEREFORE, BE IT

RESOLVED that the Agreements be and hereby are authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized to execute the Agreements, copies of which shall be on file with the Office of the Town Clerk, and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that that Office of the Town Attorney be and hereby is authorized and directed to supervise the negotiation and execution of the Agreements and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED the Office of the Town Comptroller be and hereby is authorized and directed to pay the costs of the services upon receipt of duly-executed Agreements and certified claims therefor; and be it further

RESOLVED that the taxi licensing provisions of Chapter 52 of the Town Code be and hereby are suspended commencing September 1, 2015 and ending December 31, 2015 with regard to the Services provided under the Agreements, subject to the Testing Condition; and be it further

RESOLVED that the foregoing resolution shall take effect immediately.

Dated: Manhasset, New York

August 25, 2015

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 614-2015

A RESOLUTION AUTHORIZING AMENDMENTS TO A PROFESSIONAL SERVICES AGREEMENT WITH BOWNE MANAGEMENT SYSTEMS, INC. WITH REGARD TO STORM SEWER MAPPING FOR THE NYSDEC SPDES GENERAL PERMIT FOR MUNICIPAL SEPARATE STORM SEWER SYSTEMS, DPW PROJECT NO. 14-12.

WHEREAS, pursuant to Resolutions Nos. 690-2014 and 753-2014, duly adopted by the Town Board at its meetings held on October 21, 2014 and November 18, 2014, the Town Board authorized entering into and amending a professional services agreement (the "Agreement") with Bowne Management Systems, Inc., 235 East Jericho Turnpike, Mineola, New York 11501 (the "Contractor") for the mapping of the Town's stormwater collection system and identification of storm water outfalls, DPW Project No. 14-12, for an amount not to exceed One Hundred Forty Six Thousand Three Hundred Twenty and 00/100 Dollars (\$146,320.00) (the "Contract Amount"); and

WHEREAS, the Agreement was amended by Resolution No. 269-2015, duly adopted by the Town Board at its meeting held on March 31, 2015, to authorize additional services including the inspection and report for each outfall location and the identification of potential illicit discharges for an increase of Thirty Thousand Two Hundred Seventy-Five and 00/100 Dollars (\$30,275.00) to the Contract Amount.

WHEREAS, the Commissioner of the Department of Public Works (the "Commissioner") has recommended that the Town Board redistribute the funds allocated for this project; and

WHEREAS, the Commissioner recommends that the Agreement be amended by reallocating Twenty Eight Thousand Six Hundred Sixty One and 00/100 Dollars (\$28,661.00) from Task 3 "Field Data Collection" and distributing Three Thousand Six Hundred Sixty One and 00/100 Dollars (\$3,661.00) to Tasks 1 & 2 "Consulting and Plan Review" for work previously completed and increasing funds for Task 4 "Digitizing" by Twenty Five Thousand and 00/100 Dollars (\$25,000.00) in order to digitize additional maps and to complete mapping (the "Amendment"); and

WHEREAS, the Town Board finds it in the best interests of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment be and hereby is authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute, on behalf of the Town, the Amendment, a copy of which Amendment which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment and to take such further action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 615-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH HOWARD WEITZMAN FOR CONSULTING SERVICES.

WHEREAS, pursuant to a resolution of this Board, the Town has executed an agreement, as amended, with Howard Weitzman, 105 Firestone Circle, Roslyn, New York 11576 (the “Contractor”) to consult with Town employees in developing the Town’s budget and on other fiscal matters as may be requested by the Town for a term commencing August 26, 2014 and terminating June 30, 2015 in consideration of a sum not to exceed \$100,400.00, payable at a rate of \$100.00 per hour (the “Original Agreement”); and

WHEREAS, the Town continues to require the Contractor’s services; and

WHEREAS, the Contractor has exhausted under \$48,000 of the spending authority during the term of the contract and does not anticipate that the proposed extension will require additional spending authority; and

WHEREAS, this Board has been requested to authorize the Town to amend the Original Agreement to extend the term of the Original Agreement to December 30, 2016 (the “Amendment”); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize the Amendment.

NOW, THEREFORE, BE IT

RESOLVED that the Amendment is hereby authorized; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the Amendment on behalf of the Town, which Amendment shall be on file in the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Amendment, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of an executed Amendment and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 616-2015

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH NELSON AND POPE FOR ENGINEERING SERVICES RELATED TO THE CONSTRUCTION OF A COMFORT STATION AT MANHASSET VALLEY PARK, MANHASSET, NEW YORK, DPW PROJECT NO. 14-10.

WHEREAS, pursuant to Resolution No. 640-2014, duly adopted by the Town Board at its meeting held on September 30, 2014, the Town Board authorized a professional services agreement for the design of a comfort station at Manhasset Valley Park, DPW Project No. 14-10 (the “Project”) with Hawkins Webb Jaeger, P.C., 560 Walt Whitman Road Melville, New York 11747 in consideration of an amount not to exceed Thirty-Seven Thousand One Hundred Thirty-Four and 00/100 Dollars (\$37,134.00) (the “Hawkins Agreement”); and

WHEREAS, by Resolution No. 115-2015, duly adopted by the Town Board at its meeting held on February 24, 2015, the Board authorized an agreement for additional work on the Project by Nelson & Pope Engineers & Surveyors, 572 Walt Whitman Road, Melville, New York 11747 (the “Contractor”) in consideration of an amount not to exceed Twenty Nine Thousand Five Hundred and 00/100 Dollars (\$29,500.00), to be performed under the same terms and conditions as the Hawkins Agreement (the “N&P Agreement”); and

WHEREAS, the Commissioner of the Department of Public Works (the “Commissioner”) has recommended that the Town amend the N&P Agreement to incorporate a proposal by Nelson & Pope for additional services such as shop drawing review and inspections associated with site and irrigation improvements to Manhasset Valley Park (“Additional Services”); and

WHEREAS, such Additional Services necessitate an increase of Twenty Five Thousand Four Hundred and 00/100 Dollars (\$25,400.00) to the Contract Amount for an amended total of Ninety-Two Thousand Thirty-Four and 00/100 Dollars (\$92,034.00) (the “Amended Contract Amount”); and

WHEREAS, the Town Board finds it in the best interest of the Town to authorize the Additional Services in consideration of the Amended Contract Amount (the “Amendment”).

NOW, THEREFORE, BE IT

RESOLVED the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

RESOLVED that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of a duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 584 - 2015

A RESOLUTION GRANTING AN EXEMPTION FROM THE TOWN ZONING CODE FOR THE PREMISES LOCATED AT 8 HARBOR PARK DRIVE, PORT WASHINGTON, NEW YORK, IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 6, BLOCK 58, LOT 101.

WHEREAS, the Roslyn Union Free School District (the “District”) is a school district that was formed under applicable New York State law; and

WHEREAS, the District serves the public purpose of providing educational services to the youth of the District; and

WHEREAS, the District’s lease for bus parking has expired on June 30, 2015, necessitating the relocation of its buses to another location to be used for bus parking and dispatching purposes (the “Roslyn Use”); and

WHEREAS, BSI 8 Harbor Park Drive LLC (the “Owner”), a private entity, is the owner of a parcel of real property known as 8 Harbor Park Drive in Port Washington, New York and designated as Section 6, Block 58, Lot 101 on the Land and Tax Map of the County of Nassau (the “Property”); and

WHEREAS, after a comprehensive search, the District has advised the Town that the Property is the only parcel identified by the District that would be appropriate for the Roslyn Use; and

WHEREAS, the Property is also being utilized by Pierce Coach Line, Inc. (“Pierce”) for bus parking for both private and public school bus use (the “Pierce Use”), a site plan for such use being approved by the Town Board after a public hearing on September 9, 2014; and

WHEREAS, the Property is currently in the Town’s Industrial “I” zone (the “Zone”) as described in Chapter 70 of the Town Code of the Town of North Hempstead (the “Zoning Code”); and

WHEREAS, the use of the Property for the Roslyn Use and the Pierce Use, as primary uses of the Property, is not currently permissible in the Zone; and

WHEREAS, the District has requested that the Town Board exempt the use of the Property for the Roslyn Use from the requirements of §§70-150 through 70-153 and §§70-160 through 70-163 of

the Town Code (the “Exemption”) for the Premises so that District-owned school buses could be stored at the Premises (the “District Use”); and

WHEREAS, the Town Board, as the legislative body of the Town, is empowered to grant exemptions from requirements set forth in the Zoning Code for certain governmental and public uses pursuant to the New York State Court of Appeals’ decision in Matter of County of Monroe, 72 N.Y.2d 338 (1988); and

WHEREAS, the Town Board, in determining whether to grant an Exemption, must apply a balancing test, which includes the following factors: (i) the nature and scope of the instrumentality seeking immunity; (ii) the governmental unit’s legislative grant of authority; (iii) the kind of function or land use involved; (iv) the effect local land use regulation would have upon the governmental unit; (v) alternative locations for the development in less restrictive zoning areas; (vi) the impact upon legitimate local interests; (vii) alternative methods of providing the development; (viii) the extent of the public interest to be served by the development; and (ix) intergovernmental participation in the project development process and an opportunity to be heard (the “Balancing Factors”); and

WHEREAS, the Balancing Factors are not dispositive, and one factor could be more influential than another or may be so significant as to completely overshadow all others; and

WHEREAS, the education of school-aged children is an important social and economic function of the District, is a legitimate government interest and is mandated by the New York State Education Law (the “Education Law”); and

WHEREAS, the Education Law mandates the District to provide transportation to students residing within the District; and

WHEREAS, transportation of schoolchildren to and from home and school is a necessary function of a school district and greatly eases the burden on families within the District and the Town who, as a result of the District providing transportation, do not need to find alternative safe methods of transporting their children to school; and

WHEREAS, the District is authorized by the Education Law to lease property for District purposes; and

WHEREAS, the Property is situated in an existing industrial park; which allows for parking of trucks and other industrial and commercial vehicles in connection with business conducted on properties within the park; and

WHEREAS, the Property is currently used for bus parking by Pierce; and

WHEREAS, though Pierce is a private entity, Pierce provides bus transportation for other Town school districts along with transportation for senior citizens and Town recreational events and, therefore, serves a public purpose; and

WHEREAS, the expiration of the District’s lease for bus parking places the District in the position of not having a location for bus parking prior to the start of the 2015-16 school year; and

WHEREAS, the imposition of local zoning requirements will serve only to slow the provision of school bus service dramatically and could ultimately result in the interruption of vital and safe transportation services to the students of the District; and

WHEREAS, the District has identified no other locations for the Roslyn Use; and

WHEREAS, the Town is aware of the difficulties in locating space for bus parking with the Town, as Pierce has found the Property to be the only location in the Port Washington area in which to park its buses; and

WHEREAS, the Manhasset Union Free School District has similarly encountered obstacles in locating space for bus parking within the Town; and

WHEREAS, alternative locations for bus parking are thus not evident; and

WHEREAS, this Board has been advised by the District that the use of the Property has the support of the voters of the District, the Board of Education, the District Administration and the Owner; and

WHEREAS, the public interest is served in allowing the use of the Property for the Roslyn Use in that the Property provides a safe, reliable and efficient location from which to launch the District's transportation program, preserves the use of the District's facilities and furthers the District's educational purposes; and

WHEREAS, the public has had an opportunity to review the use of the Property for the Roslyn Use and the Pierce Use on three separate occasions in the context of site plan review public hearings on September 9, 2014, August 11, 2015 and August 25, 2015; and

WHEREAS, even though the Owner is a private entity, regulations on zoning and land use are primarily concerned with uses of properties, not users; and

WHEREAS, this Board, after due consideration of the Balancing Factors wishes to grant the Exemption, as provided by applicable law.

NOW, THEREFORE, BE IT

RESOLVED that, after applying the Balancing Factors, the Board hereby approves the Exemption; and be it further

RESOLVED that the Exemption shall remain in effect only during such time as the Property is used for the Roslyn Use by the District; and be it further

RESOLVED that, notwithstanding the grant of the Exemption, the development of the Property shall remain subject to all other applicable laws, including, but not limited to, Chapter 2 of the Town Code; and be it further

RESOLVED that should the District vacate the Property or cease to use the Property for the Roslyn Use, the Property must be restored to such a condition so that its use complies with the relevant provisions of the Zoning Code; and be it further

RESOLVED that the Board hereby authorizes the Supervisor to take such action as may be required to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to supervise the execution of any related documents; and be it further

RESOLVED that the foregoing resolution shall take effect immediately.

Dated: Manhasset, New York

August 25, 2015

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

LAW OFFICES
INGERMAN SMITH, L.L.P.

CARRIE-ANNE TONDO
PARTNER
Also admitted in CT

150 MOTOR PARKWAY, SUITE 400
HAUPPAUGE, NEW YORK 11788
550 MAMARONECK AVENUE, SUITE 209
HARRISON, NEW YORK 10528

TEL: (631) 261-8834
FAX: (631) 261-0523
ctondo@ingermansmith.com

-via electronic transmission and first class mail-

August 6, 2015

Supervisor Judi Bosworth and
Members of the Board
Town of North Hempstead
220 Plandome Road
Manhasset, New York 11030

**Re: Roslyn Union Free School District
Monroe Waiver Submission**

Dear Supervisor Bosworth and Members of the Board:

This office is counsel to the Roslyn Union Free School District ("District"). This letter is sent on behalf of the Board of Education and the District Administration in response to the Town of North Hempstead's request that the District seek a *Monroe* waiver in connection with the District's use of a certain portion of the property located at 8 Harbor Drive, Port Washington, New York. Such property will be used for the operation of the District's student transportation services program and the parking of District vehicles used to provide said student transportation services.

This submission, together with the site plan concerning the subject property, which will allow the District's student transportation services to move forward without interruption has been (or will be) contemplated and considered by the Board at its public meeting on August 11, 2015. The District fully believes that the factors identified herein support and allow for immunity from Town zoning oversight with regard to the instant project and the District's use of the subject property under the *Monroe* balancing test analysis. For all of the reasons set forth herein, the District respectfully requests that the Board approve this submission.

**Re: Roslyn Union Free School District
Monroe Waiver Submission**

Monroe Balancing Test Factors

The District makes this submission for a *Monroe* waiver applying the enumerated factors of the balancing test enunciated in the Court of Appeals decision of *In the Matter of the County of Monroe*, 72 N.Y.2d 338, 342, 530 N.E.2d 202, 204, 533 N.Y.S.2d 702, 704 (N.Y. 1988). The *Monroe* balancing of public interests approach requires the weighing of a number of factors, including: (1) the encroaching unit's legislative grant of authority; (2) the nature and scope of the instrumentality seeking immunity; (3) the effects local land use regulation would have on the enterprise concerned; (4) the extent of the public interest to be served by the enterprise; (5) the type of land use involved; (6) the impact of that use on legitimate local interests; (7) whether there are alternative locations for the facility in less restrictive zones; (8) whether there are alternative methods of providing the needed improvement; and, (9) whether there is intergovernmental participation in the project at issue and an opportunity to be heard. I note that, although one factor may be more influential than another, no element should be thought of as ritualistically required or controlling. See, *In the Matter of the County of Monroe*, 72 N.Y.2d at 342.

Monroe establishes the criteria for governmental immunity from zoning oversight. The District's position with regard to the factors considered under *Monroe* will be addressed separately below for your ease of reference and convenience.

(1) The nature & scope of the instrumentality seeking immunity. School districts are mandated by State imprimatur and further the public welfare by providing students with a free and appropriate public education. School districts are also charged with providing students with transportation services, which enable them, in part, to carry out their educational responsibilities and obligations.

Pursuant to Education Law Section 3635, the District is required to provide transportation to students residing within the District that attend public, private, parochial and special needs programs schools. The District currently transports approximately 3,200 students to schools located within the District, Nassau, Suffolk and

***Re: Roslyn Union Free School District
Monroe Waiver Submission***

Queens Counties. The District requires the use of the subject property so that it can provide uninterrupted transportation services to all of the affected students.

It is also important to note that the District provides certain transportation services to students of several neighboring school districts, including the North Shore Central School District, East Williston Union Free School District, Herricks Union Free School District, Carle Place Union Free School District and the Westbury Union Free School District pursuant to intermunicipal agreements with these respective school districts.

(2) The encroaching government's legislative grant of authority. Generally, the District is not subject to local zoning laws as it is a creature of State statute and bound by the requirements of the State Education Department. Notwithstanding the foregoing, the Legislature expressly contemplated leases by school districts, which afford school districts with a means to conduct their operations so that they can achieve their educational purposes and meet their statutory obligations.

The District has legislative authority, granted by Education Law §403-b, to lease property for school purposes. One of the enumerated requirements for the leasing of property by the District requires that the premises be located within the boundaries of the District. The subject property is located within the boundaries of the District as required by Section 403-b of the Education Law and is also located within the Town of North Hempstead. The lease of the subject property is clearly for school purposes, i.e. the provision of student transportation services required by statute and the operation of its transportation program. The District's lease for the parking of its vehicles expired on June 30, 2015. The District will be leasing the subject property for the use described herein in accordance Section 403-b of the Education Law. Without approval of the use of the subject property that includes a site for the parking of the District's vehicles and the seamless operation of its student transportation services program, the District transportation program is in jeopardy. Accordingly, it is critical that this submission be granted for all of the reasons set forth herein.

In addition, school districts, including the Roslyn UFSD, are required to transport all students in grades kindergarten through 12th grade in accordance with statutory or

***Re: Roslyn Union Free School District
Monroe Waiver Submission***

voter adopted distance limitations, including those students attending nonpublic schools and charter schools. N.Y. Educ. Law §§2853(4)(b); 3635. The safety of its students and those that it transports is not only paramount to the Board of Education, its Administration and staff, but also to the voters of the District. In 2006, understanding full well that no price can be placed on the safety of the children, the voters resoundingly passed a proposition authorizing the District to provide universal busing to all of its students.

The Board of Education of the Roslyn School District is also authorized to purchase and maintain vehicles for the transportation of the school children of the district. N.Y. Educ. Law §1709(25)(a). The School District operates and maintains its own fleet of vehicles to provide mandated student transportation services to its students and students of neighboring school districts, some of which are also located within the Town of North Hempstead. The District continues to update and maintain its fleet. The purchase of new vehicles is also subject to the approval of the voters. The will of the voters has been to update the fleet annually for the last several years.

(3) The function or land used involved. The District is leasing a portion of the property located at 8 Harbor Park Drive, which has already been approved by the Town for use as a parking lot/transportation operation location for Pierce Transportation. To the School District's knowledge, Pierce will also be providing student transportation services to schools in the surrounding area from said location.

The specific improvements to the subject property are detailed in the site plan submitted by BSI 8 Harbor Park Drive, LLC ("BSI 8"). The Town and BSI 8 have been in constant communication regarding the necessary requirements concerning the improvements to the subject property, including all necessary submissions required by the Town. The District has and continues to engage in communications with the Town and BSI 8 in an effort to assist with the process.

(4) The effect local land use regulation would have upon the enterprise concerned. Unencumbered by local zoning requirements, the District is confident that the subject property will be available to some extent within the coming weeks. The District is also

**Re: Roslyn Union Free School District
Monroe Waiver Submission**

confident that the improvement of the property could be completed and ready for the School District's use this coming Fall and in part, before the commencement of the 2015-2016 school year. It is the District's understanding that partial use for the parking of District vehicles could be made available to the District as early as August 17, 2015 while the structure is being fabricated, *if authorized by the Board at its August 11th Board meeting*. This would serve the public interest as noted below and allow the District to have its operations up and running in time for the opening of school on September 1, 2015 without issue or interruption. The imposition of local zoning requirements on this project, will serve only to slow the project schedule down dramatically and could ultimately result in the interruption of vital and safe transportation services to the students of the Roslyn Public Schools as well as neighboring school districts.

(5) Alternative locations for the facility in less restrictive zoning areas. As the Town has been made aware, the School District has been actively and diligently searching for a place to locate its buses for several years and in advance of the expiration of its recent lease without success. The School District's previous location utilized by the District for the parking of its buses expired on June 30, 2015.

The District's efforts have included reaching out to all levels of government to assist with the District's dilemma to locate property for the operation of the District's transportation program and the parking of the District's vehicles. This outreach included meetings and communications with various State, County, Town and Village officials. Unfortunately, these entities were not able to provide and/or locate a site for the District's use.

The District also met and communicated with real estate agents, numerous private land owners and several organizations in an effort to locate property. It also undertook an extensive and costly analysis to determine if its property could be reconfigured to provide for the District's transportation needs. Despite its extensive and lengthy efforts, a property could not be located within the School District's boundaries.

Finally, a viable location was discovered at the subject premises through discussions with the property owner. The subject property owner has agreed to lease said premises

***Re: Roslyn Union Free School District
Monroe Waiver Submission***

to the District for its use, which includes providing a place to operate its transportation programs as required of the District under the Education Law.

At this time, despite the impending start of the 2015-2016 school year, the School District does not have a location available for the parking of its buses. Based upon the subject property's close proximity to School District and the property's location within the industrial park, coupled with the approved use of a portion of the property by Pierce Transportation for the same use as a public transportation provider, this current project is unique. No other location in less a restrictive Zoning Area exists at this time.

(6) **The impact upon legitimate local interests.** This project has the support of the voters of the Roslyn Union Free School District, the Board of Education, the School District Administration, and the property owner.

(7) **Alternative methods of providing the proposed improvement.** The availability of this property, situated directly adjoining an existing lot that will be used for the same purposes, i.e. parking of buses that transport students to and from public schools, is unique and therefore alternative locations with the same use simply do not exist. As set forth above, there are no alternative methods available to the District. All alternative methods have been fully exhausted by the District. The subject property and the intended use is the *only* viable location/method which will allow the educational obligations of the District to be fulfilled. Simply stated, there is no other practical or viable location for the proposed use that exists.

(8) **The extent of the public interest to be served by the improvements.** The improvement of this property and the additional space created by this project will alleviate the problem faced by the District. The District further believes that the overwhelming public support for this project by the voters of the District is evidence of the public interest to be served by the project.

The public interest and the community's interest are also served by the provision of public transportation of students, which includes a location to operate the District's transportation program from and to park the District's vehicles. One cannot occur

***Re: Roslyn Union Free School District
Monroe Waiver Submission***

without the other – they go hand in hand. Notably, the use of the space leased by the District to provide safe, reliable and efficient student transportation services to the students of the District and the surrounding school districts clearly serves salient public purposes. The District student transportation program will not be able to function absent the use of the unique subject property.

The use of the subject property will further allow the School District to preserve the use of its facilities and grounds to further its educational purpose and avoid significant costs to the District and its taxpayers. Moreover, since the use of the subject property by another provider of student transportation services has been authorized by the Town, such use is *per se* not adverse to public interests.

It is also significant that the subject property is not located in a residential community, but rather inside an industrial park where trucks and vehicles park on a daily basis. Accordingly, there is no detriment to adjoining landowners.

There is no greater public interest than that of students and their safety. The transportation of students serves both.

(9) Intergovernmental participation in the project development process and an opportunity to be heard. The School District has met with representatives of the Town concerning this matter and consents to hear from the Town Board regarding this submission. The District also appreciates the Board's consideration of a waiver of any zoning requirements that would otherwise be deemed applicable to the requested use by the School District. The site application has also been and will be before the Board and the general public at the Board's public meetings. As such, the general public has had a full and fair opportunity to be heard.

As stated above and supported herein, the District fully believes that the factors listed above as established by *Monroe* allow for immunity from Town zoning oversight with regards to the instant project and the District's use of the subject property. The School District, of course, is available to answer any questions that the Board may have concerning this matter and hereby expressly reserves its right to modify and/or

Supervisor Judi Bosworth and
Members of the Board
Town of North Hempstead

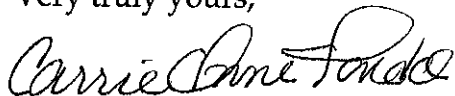
August 6, 2015
Page 8

***Re: Roslyn Union Free School District
Monroe Waiver Submission***

supplement this submission to address any issues or questions that may arise from the within submission.

Thank you again for your time and consideration.

Very truly yours,



CARRIE ANNE TONDO

cc: Meryl Waxman Ben-Levy
President, Board of Education of the Roslyn UFSD

Members of the Board of Education of the Roslyn UFSD

Gerard W. Dempsey, Jr., Superintendent of Schools, Roslyn UFSD

Councilman Ferrara offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 617 -2015

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF NEW STREET ADDRESSES TO THE PREMISES IDENTIFIED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 33, BLOCKS 517 AND 531, LOTS 29-36 & 85, 39-52, 74-84 & 86.

WHEREAS, Section 10-3 of the Code of the Town of North Hempstead authorizes the Town Board to adjust and renumber street addresses as may be required from time to time; and

WHEREAS, BDG Garden City Park, LLC (the “Applicant”) owns real property formerly part of 2350 Jericho Turnpike, Garden City Park, New York, designated on the Nassau County Land and Tax Map as Section 33, Block 517, Lots 29-36 & 85, and Section 33, Block 531, Lots 39-52, 74-84 & 86 (the “Original Street Address”); and

WHEREAS, the Premises consists of a recently redeveloped site housing two new structures. The existing structure is known as 2350 Jericho Turnpike and is currently occupied by LA Fitness. The second structure will be leased to two tenants and will be assigned two new mailing addresses known as 2340 and 2330 Jericho Turnpike, Garden City Park, New York; and

WHEREAS, the Applicant has requested that the Original Street Address be changed to 2350, 2340, and 2330 Jericho Turnpike, Garden City Park, New York, (“Address Re-designation”) to improve its desirability; and

WHEREAS, the New Hyde Park Postmaster has approved the requested Address Re-designation sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshall rendering a determination that the designation would not impede optimum emergency response time (the “Determination”), the Town Board wishes to grant the Applicant’s request for the Address Re-designation.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Nassau County Fire Marshall issuing the Determination, the Town Board hereby authorizes and directs that the real property formerly known as 2350 Jericho Turnpike, Garden City Park, New York, and designated on the Nassau County Land and Tax Map as Section 33, Block 517, Lots 29-36 & 85, and Section 33, Block 531, Lots 39-52, 74-84 & 86 be re-designated as 2350, 2340, and 2330 Jericho Turnpike, Garden City Park, New York; and be it further

RESOLVED that the Town Board hereby authorizes and directs that all necessary action be taken by the Building Department to effectuate the foregoing; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office department of the United States where the premises is located, to advise them of the Address Re-designation.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman DeGiorgio, Councilman Ferrara, Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Receiver of Taxes Planning Building DPW
Town Clerk

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 618-2015

A RESOLUTION AUTHORIZING A CHANGE OF STREET ADDRESS FOR THE PREMISES IDENTIFIED AS SECTION 9, BLOCK 00657, LOT 100 ON THE NASSAU COUNTY LAND AND TAX MAP FROM 124 FUNSTON AVENUE, ALBERTSON, NEW YORK, TO 122 FUNSTON AVENUE, ALBERTSON, NEW YORK.

WHEREAS, Section 10-3 of the Code of the Town of North Hempstead authorizes the Town Board to adjust and renumber street addresses as may be required from time to time; and

WHEREAS, Yim Lan Wei (the “Applicant”) owns real property located at 124 Funston Avenue, Albertson, New York designated on the Nassau County Land and Tax Map as Section 9, Block 00657, Lot 100 (the “Original Street Address”); and

WHEREAS, the Applicant has requested that the Original Street Address be changed to 122 Funston Avenue, Albertson, New York (“Address Re-designation”) to improve its desirability; and

WHEREAS, the Albertson Postmaster has approved the requested Address Re-designation sought by the Applicant; and

WHEREAS, subject to the Nassau County Fire Marshall rendering a determination that the designation would not impede optimum emergency response time (the “Determination”), the Town Board wishes to grant the Applicant’s request for the Address Re-designation.

NOW, THEREFORE, BE IT

RESOLVED that subject to the Determination of the Nassau County Fire Marshall, the Town Board hereby authorizes and directs that the real property located at 124 Funston Avenue, Albertson, New York and designated on the Nassau County Land and Tax Map as Section 9, Block 00657, Lot 100 be re-designated as 122 Funston Avenue, Albertson, New York; and be it further

RESOLVED that the Town Board hereby authorizes and directs that all necessary action be taken by the Building Department to effectuate the foregoing; and be it further

RESOLVED that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office department of the United States where the premises is located, to advise them of the Address Re-designation.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Receiver of Taxes Planning Building DPW
Town Clerk

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 580-2015

A RESOLUTION CONFIRMING THE APPOINTMENT OF BETTY LEONG TO THE TOWN OF NORTH HEMPSTEAD BOARD OF ETHICS.

WHEREAS, the Town Board of the Town of North Hempstead has heretofore created a Board of Ethics (the “Ethics Board”) with six members; and

WHEREAS, a vacancy exists on the Board due to the resignation of Srabasti (Jonai) Singh; and

WHEREAS, pursuant to §16A-9 of the Town Code the Supervisor is authorized to make appointments to the Board; and

WHEREAS, the Supervisor appointed Betty Leong, 106 Patton Boulevard, New Hyde Park, New York, to fill the vacancy; and

WHEREAS, the Town Board finds that Betty Leong is qualified and deserving of the appointment,

NOW, THEREFORE, BE IT

RESOLVED that the appointment of Betty Leong to the Ethics Board, as recommended by the Supervisor, for a three year term commencing August 26, 2015 and expiring May 8, 2018, is hereby confirmed.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 581-2015

A RESOLUTION APPOINTING PAMELA OLLENDORFF TO THE BOARD OF THE TOWN OF NORTH HEMPSTEAD COMMUNITY DEVELOPMENT AGENCY.

WHEREAS, the Town Board (the “Board”) is authorized, pursuant to General Municipal Law §553, to appoint members to the Town of North Hempstead Community Development Agency (the “Agency”) to serve at the pleasure of the Board without compensation; and

WHEREAS, a vacancy exists among the membership of the Agency; and

WHEREAS, this Board wishes to appoint Pamela Ollendorff, 110 Huntington Road, Port Washington, New York, as a member of the Agency, and believes that the appointment will further the purposes of the Agency and the welfare of the residents of the Town.

NOW, THEREFORE, BE IT

RESOLVED, that Pamela Ollendorff is appointed to serve as a member of the Agency, effective immediately; and be it further

RESOLVED, that the Town Clerk is directed to file a certified copy of this resolution with the Commissioner of Housing and Community Renewal of the State of New York, and to take such further action as may be necessary to effectuate the foregoing.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller CDA

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 583-2015

**A RESOLUTION MAKING APPOINTMENTS TO THE TOWN OF NORTH HEMPSTEAD
ART ADVISORY COMMITTEE AND AMENDING RESOLUTION NO. 721-2008
REGARDING THE ADMINISTRATION OF THE COMMITTEE.**

WHEREAS, pursuant to Resolution No 721-2008, the Town created the Town of North Hempstead Art Advisory Committee (the “Committee”); and

WHEREAS, the Committee is to consist of seven (7) to fifteen (15) members, all of whom are appointed by, and serve at the pleasure of, the Town Board; and

WHEREAS, it has been requested that this Board make certain changes to the membership of the Commission so that the full composition of the Commission shall be as follows:

Regina Gil, 39 Shore Park Road, Great Neck, New York
Alexandra Ainatchi, 42 Middle Neck Road, Great Neck, New York
Anita Ferguson, 532 Rutland Street, Westbury, New York
Damon Gersh, 84 Longwood Road, Port Washington, New York
Cyrus Hakakian, 100 The Intervale, Roslyn, New York
Anne-Marie Hudley Simmons, 600 Jefferson Street, Westbury, New York
Jill Rader Levine, 31 Ridge Road, Searingtown, New York
Sharon Maier-Kennelly, 45 Avenue B, Port Washington, New York
Steve Markowitz, 43 Essex Road, Great Neck, New York
Laura Mogul, 25 Murray Avenue, Port Washington, New York
Alex Nunez, 152 Asbury Avenue, Westbury, New York
Heather Schwartz, 12 Knoll Lane, Roslyn Heights, New York
Ilene Silberstein, 46 Murray Avenue, Port Washington, New York
Caroline Sorokoff, 113 Middle Neck Road, Great Neck, New York
Francisco Villagran, 87 Fairview Avenue, Port Washington, New York

(the “Members”); and

WHEREAS, it has also been recommended that this Board amend Resolution No. 721-2008 in order to (i) change the name of the Commission to the “Town of North Hempstead Arts Advisory Council”, (ii) change the Commission’s quorum requirement from eight (8) members to a majority of members then appointed and (iii) require that the Commission meet at least four (4) times per year (the “Amendments”); and

WHEREAS, this Board desires to appoint the Members to the Commission and amend Resolution No. 721-2008 to reflect the Amendments.

NOW, THEREFORE, BE IT

RESOLVED that the Members be and hereby are appointed to the Commission effective immediately; and be it further

RESOLVED that the Members shall serve at the pleasure of the Town Board; and it is further

RESOLVED, that all previous appointments to the Board are hereby superseded; and be it further

RESOLVED, that Resolution No. 721-2008 be and hereby is amended to reflect the Amendments.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 619-2015

A RESOLUTION ENDORSING THE UNITED WAY'S 2015 CAMPAIGN.

WHEREAS, the United Way of Long Island (the “United Way”) is an organization focused on advancing the common good and creating opportunities for a better life by focusing on the key building blocks of education financial stability and health; and

WHEREAS, the United Way has been planning their 2015 Campaign; and

WHEREAS, the Town has been approached by the United Way seeking the Town’s endorsement of the Campaign; and

WHEREAS, the Town Board recognizes the value that the United Way brings to the quality of life of residents of the Town and all of Long Island; and

WHEREAS, the Town Board finds that it is in the best interests of the Town and its residents to endorse the Campaign.

NOW, THEREFORE, BE IT

RESOLVED that this Board hereby wholeheartedly endorses and supports the United Way’s 2015 Campaign.

Dated: Manhasset, New York
August 25, 2015

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Supervisor's Office Town Clerk

*****offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

STRICKEN

**A RESOLUTION AUTHORIZING THE PAYMENT OF CLAIMS AGAINST THE TOWN
OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE
COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COSTS THEREOF.**

NO RESOLUTION.

Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 582 -2015

A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

WHEREAS, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in a memorandum on file in the Office of the Commissioner of Finance; and

WHEREAS, the Board believes it is in the best interests of the Town to approve the request.

NOW, THEREFORE, BE IT

RESOLVED that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL

SEE EXHIBIT A ATTACHED

;and be it further

RESOLVED that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

RESOLVED that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

RESOLVED that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

RESOLVED that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or

officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

RESOLVED that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated: Manhasset, New York
August 25, 2015

The vote of the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None



FINANCE DEPARTMENT / HR

8/25/2015 4:03 PM

Please prepare a resolution effectuating the following appointments and/or changes for the 08/25/2015 Town Board Meeting

From: Bob Weitzner-Commissioner of Finance/HR

To:Supervisor Judi Bosworth

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK & CIVIL SERVICE APPROVAL. ALL CHANGES WILL TAKE PLACE NO EARLIER THAN THE PAY PERIOD BEGINNING 08/29/2015.

UNLESS OTHERWISE NOTED. **ALL SEASONAL EMPLOYMENT COMMENCES 05/02/2015 AND ENDS 09/30/2015.**

Type	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
Seasonal w/ Salary Change	From	881000	Parks/Rec/HH	SP.152.1200	Fabiano, Frank	Seasonal	Lifeguard 2	\$12.50/hr		
	To							\$13.00/hr		
Seasonal w/ Title Change	From	833300	Parks/Rec/YWCCC	A.05.7141.1200	Everett, Charles	Seasonal	Rec. Aide	\$10.50/hr		
	To						Laborer 1			
Full Time Grade, Step & Salary Chg.	From	121100	Public Safety	A.06.3510.1000	Givargidze,	Full Time	Dir. Animal Shelter	\$63,096 ann/\$30.22 hr	Gr.21/St.2.0	8/29/2015
	To		Animal Shelter		Jenna Marie			\$65,253 ann/\$31.25 hr	Gr.21/St.3.5	
New Full Time Employee	From	121800	Comptroller	A.03.1315.1000	Smith, Averil	Full Time	Town Comptroller	\$135,000 ann/\$5,172.41bi-wk		
	To									
Salary Change 80% of Full Salary	From	127200	Supervisor/Public Info	A.15.1481.1000	Mulholland, Ryan	Full Time	Admin Asst to Supervisor	\$68,289 ann/\$2,616.44 bi-wk		9/14/2015
	To					80%		\$54,631ann/\$2,093.15 bi-wk		
Resignation	From	121200	Services for Aging	A.34.6773.1000	Poglianich, Claudia	Full Time	Sec. Comm. Serv. For Aging	\$54,631 ann/\$2,093.14 bi-wk		8/21/2015
	To									
	From									
	To									
	From									
	To									
	From									
	To									
	From									
	To									
	From									
	To									
	From									
	To									

Signature: _____

ROBERT WEITZNER - COMMISSIONER OF FINANCE/HR

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 620-2015

**A RESOLUTION APPROVING THE ACTION OF THE PROTECTION ENGINE
COMPANY NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING TO
MEMBERSHIP MIKE SOHN.**

WHEREAS, the Protection Engine Company No. 1, 14 South Washington Street, Port Washington, New York has advised of the election of Mike Sohn to membership,

NOW, THEREFORE, BE IT

RESOLVED that the action of the Protection Engine Company No. 1, 14 South Washington Street, Port Washington, New York, in electing to membership Mike Sohn, 29 Soundview Drive, Port Washington, New York, 11050 and the same hereby are approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

NAYS: None

cc: Fire-Medic Co. No. 1 Town Attorney Comptroller

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 621-2015

A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER COMPANY, NO. 1, INC., PORT WASHINGTON, NEW YORK, IN ELECTING TO MEMBERSHIP MISAEL MATATORRES AND ACCEPTING THE RESIGNATION OF REILLY BECKSTRAND.

WHEREAS, the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton Ave, Port Washington, New York, 11050 has advised of the election of Misael Matatorres to membership and the resignation of Reilly Beckstrand from membership,

NOW, THEREFORE, BE IT

RESOLVED that the action of the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton Avenue, Port Washington, New York, 11050 in electing Misael Matatorres, 45 Shore Road, Port Washington, New York, 11050 to membership, and accepting the resignation of Reilly Beckstrand, 27 Marwood Road North, Port Washington, New York, 11050 from membership be and the same hereby are approved and the Town Clerk directed to his name in the Minutes of the Town Board.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

NAYS: None

Cc: Alert Engine, Hook, Ladder and Hose Co., No. 1, Inc.
Town Attorney
Comptroller

Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 622-2015

A RESOLUTION APPROVING THE ACTION OF THE ROSLYN HIGHLANDS HOOK & LADDER, ENGINE & HOSE CO., ROSLYN HEIGHTS, NEW YORK, IN ELECTING TO MEMBERSHIP DANIEL ALMAZON, MATTHEW SAAD, AND SHARANJEET WALIA AND REMOVING FROM MEMBERSHIP MARINA REYES.

WHEREAS, the Roslyn Highlands Hook & Ladder, Engine & Hose Co., Roslyn Heights, New York, has advised of electing to membership Daniel Almazon, Matthew Saad, and Sharanjeet Walia and removing from membership Marina Reyes

NOW, THEREFORE, BE IT

RESOLVED that the action of the Roslyn Highlands Hook & Ladder, Engine & Hose Co., 270 Warner Ave., Roslyn Heights, New York, 11577, in electing to membership Daniel Almazon, 20 East Horse Shoe Drive, East Hills, NY 11577, Matthew Saad, 239 E. Broadway Apt. B, Roslyn, NY 11576, and Sharanjeet Walia, 22 Ridge Drive E. Roslyn, NY 11576 and removing from membership Marina Reyes, 3 Waldo Avenue, Greenvale, NY 11548 be hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: August 25, 2015
Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

AYES Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

NAYS: None

cc: Roslyn Highlands Hook & Ladder, Engine & Hose Co.
Town Attorney Comptroller

Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 623-2015

A RESOLUTION APPROVING THE ACTION OF THE FIRE-MEDIC CO., NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING JOSEPH SANTIAGO TO MEMBERSHIP AND IN REMOVING NICOLE MILONAS FROM MEMBERSHIP.

WHEREAS, the Fire-Medic Co. No. 1, Port Washington, New York, has advised of electing Joseph Santiago to membership and removing Nicole Milonas from membership

NOW, THEREFORE, BE IT

RESOLVED that the action of the Fire-Medic Co. No. 1, 65 Harbor Rd, Port Washington, NY 11050 in electing to membership Joseph Santiago, 54 Harbor Homes, Port Washington, NY 11050 and in removing from membership Nicole Milonas and the same hereby are approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York

August 25, 2015

The vote on the foregoing resolution was recorded as follows:

AYES Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

NAYS: None

cc: Fire-Medic Co. No. 1

Town Attorney

Comptroller

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 624-2015

A RESOLUTION DECLARING AN EMERGENCY PURSUANT TO SECTION 103(4) OF THE NEW YORK GENERAL MUNICIPAL LAW, RATIFYING THE ACTIONS OF THE DEPARTMENT OF HIGHWAYS IN RETAINING NATIONAL WATER MAIN CLEANING CO. TO PERFORM PIPE CLEANING SERVICES IN THE VICINITY OF RUSHMORE STREET, NEW CASSEL, AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE SERVICES AND AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF NASSAU.

WHEREAS, drainage of storm water from the area in the vicinity of Railroad Avenue and Rushmore Street in New Cassel is provided through a 54"-60" stormwater pipe running underneath Rushmore Street (the "Stormwater Line"); and

WHEREAS, it has been found that, over time, concrete has been accumulating within the Stormwater Line, causing the pipe to be nearly blocked for an approximately 150' span between Railroad Avenue and Main Street, New Cassel (the "Pipe Obstruction"); and

WHEREAS, the Pipe Obstruction is apparently causing storm water to flood local roads, the adjacent Long Island Rail Road ("LIRR") line and the nearby "Yes We Can" Community Center; and

WHEREAS, flooding has caused the potential for great harm to residents, delays and station closures for the Rail Road and extensive damage to the Community Center; and

WHEREAS, LIRR requested our assistance in removing the Pipe Obstruction as soon as possible and on an emergency basis; and

WHEREAS, it is imperative that the Pipe Obstruction be removed so as to avoid further public safety concerns and property damage in the event of a rainstorm; and

WHEREAS, this Board finds that the damage caused to the Community Center, potential further damage in future rainstorms and the flooding of the Rail Road and local roads constitutes an emergency for the purposes of General Municipal Law Section 103(4) and that the remediation of the emergency cannot await the receipt of competitive bids; and

WHEREAS, the Superintendent of Highways and the Commissioner of the Department of Public Works have informed the Board that National Water Main Cleaning Co., 1806 Newark

Turnpike, Kearny, New Jersey 07032 is willing to effect the removal of the Pipe Obstruction (the “Services”), in consideration of the following fees:

1. Digital Video Equipment Vehicle with Operator and Vacuum Truck with Operator (Operating Engineer – Heavy and Highway): \$392.50 per hour
2. Vacuum Jet Rodder with Operator - (Operating Engineer – Heavy and Highway): \$195.00 per hour
3. Laborer Rate: \$115.00 per day;
4. Support Truck: \$700.00 per day;
5. Boom or Crane Truck: \$1,600.00 per day;
6. Overtime Rate for Crews and Vehicles in Item (1) above: \$625.00 per hour
7. Vacuum Jet Truck with Operator Rate (When exceeds 8 hour shift): 2 (two) times the hourly rate listed above for item (2) above;
8. Laborer Overtime Rate (When exceeds 8 hour shift): time and one half the hourly rate listed above for item (3) above;
(the “Fees”); and

WHEREAS, in order to remove the Pipe Obstruction in the most expeditious manner and further to avoid any further damage to public property and dangers to public safety, the Superintendent of Highways has directed that the removal of the Pipe Obstruction (the “Services”) by the Contractor be commenced as of August 21, 2015; and

WHEREAS, the Commissioner of Public Works contacted three (3) other companies (Earth Repair, Expert Sewer and Drain LLC, and Bensin Contracting) on Friday, August 21, 2015 for quotes to perform the Services but would not have been able to receive the quotes until Monday, August 25, 2015; and

WHEREAS, as an emergency exists, the Town Board finds it in the best interest of the Town to ratify the actions of the Superintendent of Highways in retaining the Contractor to provide the Services and to further authorize the execution of an agreement (the “Agreement”) with the Contractor to provide the Services in consideration of the Fees commencing August 21, 2015; and

WHEREAS, after the commencement of the Services, it was determined that, even though Rushmore Street is a Town Road, the Stormwater Line is owned by the County of Nassau (the “County”); and

WHEREAS, even though the Stormwater Line belongs to the County, it is imperative that the Services continue in order to prevent further dangers to the public and damage to public property; and

WHEREAS, the County and the Town desire to cooperate in the removal of the Pipe Obstruction (including payment therefor, either by the County or the entity that has caused the Pipe Obstruction) and the recovery of costs associated with the Pipe Obstruction, including, but not

limited to, the costs of the removal of the Pipe Obstruction, damage to public property and related costs; and

WHEREAS, the Office of the Town Attorney has requested that this Board authorize the execution of an intermunicipal agreement (the “IMA”) between the Town and the County regarding the removal of the Pipe Obstruction, including payment therefor, and the recovery of costs associated with the Pipe Obstruction, including, but not limited to, the costs of the removal of the Pipe Obstruction, damage to public property and related costs; and

WHEREAS, in the interests of intermunicipal cooperation and the potential benefits to both the Town and the County, this Board desires to authorize the negotiation and execution of the IMA; and

WHEREAS, pursuant to the State Environmental Quality Review Act and its implementing regulations codified at Part 617 of Title 6 of the New York Codes, Rules and Regulations, the removal of the Pipe Obstruction and the execution and performance of the Agreement and the IMA constitute a “Type II” action under 6 NYCRR §617.5(c)(1) and (20) and, as such, no environmental review is required.

NOW, THEREFORE, BE IT

RESOLVED that, as the safety of the public and public property is endangered by the Pipe Obstruction, this Board hereby determines under General Municipal Law Section 103(4) that an emergency exists and that the actions necessary to remediate the emergency cannot await competitive bidding; and be it further

RESOLVED that the actions of the Superintendent of Highways in retaining the Contractor to perform the Services be and hereby are ratified; and be it further

RESOLVED that the Town is authorized to enter into the Agreement; and be it further

RESOLVED that the Supervisor be and hereby is authorized to execute the Agreement on behalf of the Town, and to take such other action as may be necessary to effectuate the foregoing, copies of which shall be on file in the Office of the Town Clerk; and be it further

RESOLVED that the Supervisor be and hereby is authorized and directed to execute, on behalf of the Town, the IMA upon such terms as may be agreed upon between the Office of the Town Attorney and the County Department of Public Works, and to take such actions as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney be and hereby is authorized and directed to supervise the execution of the Agreement and the IMA, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Comptroller be, and hereby is, authorized and directed to pay the costs of the Agreement and the IMA, to the extent to which the Town is obligated, upon receipt of a duly executed Agreement and IMA and certified claims therefor.

Dated: Manhasset, New York
August 25, 2015

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW
Highways

Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 625-2015

A REFUNDING BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED AUGUST 25, 2015, AUTHORIZING THE REFUNDING OF CERTAIN OUTSTANDING SERIAL BONDS OF SAID TOWN, STATING THE PLAN OF REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$21,500,000 FOR SUCH PURPOSE, AUTHORIZING THE ISSUANCE OF REFUNDING BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$21,500,000 TO FINANCE SAID APPROPRIATION, AND MAKING CERTAIN OTHER DETERMINATIONS RELATIVE THERETO.

WHEREAS, the Town of North Hempstead, in the County of Nassau, New York (herein called the "Town"), has heretofore issued on July 13, 2005 its \$46,830,000 Refunding Serial Bonds-2005 (the "2005 Bonds"), currently outstanding in the principal amount of \$18,630,000 (the "Outstanding 2005 Bonds"), which mature on January 15 in each of the years and in the principal amounts and bear interest payable semiannually on January 15 and July 15 in each year to maturity, as follows:

<u>Year of</u> <u>Maturity</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Year of</u> <u>Maturity</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>
2016	\$3,500,000	5.00%	2020	\$1,915,000	4.00%
2017	3,655,000	4.00	2021	2,000,000	4.00
2018	2,660,000	4.25	2022	2,080,000	4.00
2019	1,845,000	4.25	2023	975,000	4.00

WHEREAS, the 2005 Bonds maturing on or after January 15, 2016 are subject to redemption prior to maturity, at the option of the Town, on any date on or after January 15, 2015, in whole or in part, and if in part in any order of their maturity and in any amount within a maturity (selected by lot within a maturity), at the redemption price of 100% of the par amount of the 2005 Bonds to be redeemed, plus accrued interest to the date of redemption;

WHEREAS, Sections 90.00 and 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), permit the Town to refund all or a portion of the outstanding unredeemed maturities of the Outstanding Bonds by the issuance of new bonds, the issuance of which will result in present value debt service savings for the Town, and the Town Board has determined that it may be advantageous to refund all or a portion of the Outstanding Bonds.

NOW, THEREFORE, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK (by the favorable vote of at least two-thirds of all the members of said Town Board), AS FOLLOWS:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

(a) "Bond To Be Refunded" or "Bonds To Be Refunded" means all or a portion of the aggregate Outstanding Bonds, as shall be determined in accordance with Section 8 hereof.

(b) "Escrow Contract" means the contract to be entered into by and between the Town and the Escrow Holder pursuant to Section 10 hereof.

(c) "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereof.

(d) "Outstanding Bonds" shall mean all of the outstanding unredeemed maturities of the 2005 Bonds.

(e) "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed by discounting the principal and interest payments on both the Refunding Bonds and the Bonds To Be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually) necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the agreed upon price including estimated accrued interest.

(f) "Redemption Date" means January 15, 2015 and any date thereafter.

(g) "Refunding Bond" or "Refunding Bonds" means all or a portion of the \$21,500,000 Refunding Serial Bonds-2015 Series B of the Town of North Hempstead, authorized to be issued pursuant to Section 2 hereof.

(h) "Refunding Bond Amount Limitation" means an amount of Refunding Bonds which does not exceed the principal amount of Bonds To Be Refunded plus the aggregate amount of unmatured interest payable on such Bonds To Be Refunded, to and including the applicable Redemption Date, plus redemption premiums payable on such Bonds To Be Refunded as of such Redemption Date, as hereinabove referred to in the Recitals hereof, plus costs and expenses incidental to the issuance of the Refunding Bonds including the development of the refunding financial plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereof.

Section 2. The Town Board of the Town (herein called the "Town Board"), hereby authorizes the refunding of the Bonds To Be Refunded, and appropriates an amount not to exceed \$21,500,000 to accomplish such refunding. The plan of financing said appropriation includes the issuance of not to exceed \$21,500,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the Town to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Bonds of the Town in the maximum principal amount of \$21,500,000 and substantially designated as "REFUNDING SERIAL BONDS-2015 SERIES B" are hereby authorized to be issued pursuant to the provisions of the Law. The proposed financial plan for the refunding in the form attached hereto as **Exhibit A** (the "refunding financial plan") prepared for the Town by its Financial Advisor, Capital Markets Advisors LLC and hereby accepted and approved, includes the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all costs incurred by the Town in connection with said refunding from such proceeds and the investment of a portion of such proceeds by the Escrow Holder in certain obligations. The principal of and interest on such investments, together with the balance of such proceeds to be held uninvested, if any, shall be sufficient to pay (i) the principal of and interest on the Bonds To Be Refunded becoming due and payable on and prior to each applicable Redemption Date and (ii) the principal of and premium on the Bonds To Be Refunded which are to be called for redemption prior to maturity on any such Redemption Date.

Section 3. The Bonds To Be Refunded referred to in Section 1 hereof are all or a portion of the Outstanding Bonds issued pursuant to a bond resolution duly adopted by the Town Board, authorizing the issuance of bonds of the Town. In accordance with the refunding financial plan, the Refunding Bonds authorized in the aggregate principal amount of not to exceed \$21,500,000 shall mature in amounts and at dates to be determined. The Supervisor, the chief fiscal officer of the Town, is hereby authorized to approve all details of the refunding financial plan not contained herein.

Section 4. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation. The Refunding Bonds shall mature not later than the maximum period of probable usefulness ("PPU") permitted by law at the time of original issuance of the Bonds to be Refunded, as set forth in **Exhibit B** annexed hereto and hereby made a part hereof, for the objects or purposes financed with the proceeds of the Bonds to be Refunded, commencing at the date of issuance of the first bond or bond anticipation note issued in anticipation of the sale of such bonds.

Section 5. The aggregate amount of estimated Present Value Savings is set forth in the proposed refunding financial plan attached hereto as **Exhibit A**, computed in accordance with subdivision two of paragraph b of Section 90.10 of the Law. Said refunding financial plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount, and will mature, be of such terms and bear such interest as set forth therein. The Town Board recognizes that the principal amount of the Refunding Bonds, the maturities, terms and interest rates, the provisions, if any, for the redemption thereof prior to

maturity, and whether or not any or all of the Refunding Bonds will be insured, and the resulting present value savings, may vary from such assumptions and that the refunding financial plan may vary from that attached hereto as **Exhibit A**.

Section 6. The Refunding Bonds may be sold at public or private sale and the Supervisor, the chief fiscal officer of the Town, is hereby authorized to execute a purchase contract on behalf of the Town for the sale of said Refunding Bonds, provided that the terms and conditions of such sale shall be approved by the State Comptroller, and further providing that prior to the issuance of the Refunding Bonds the Supervisor shall have filed with the Town Board a certificate approved by the State Comptroller setting forth the Present Value Savings to the Town resulting from the issuance of the Refunding Bonds. In connection with such sale, the Town authorizes the preparation of an Official Statement and approves its use in connection with such sale, and further consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is distributed. In the event that the Refunding Bonds are sold at public sale pursuant to Section 57.00 of the Law, the Supervisor is hereby authorized and directed to prepare or have prepared a Notice of Sale, a summary of which shall be published at least once in (a) "THE BOND BUYER", published in the City of New York and (b) the official newspaper(s) of the Town having general circulation within said Town, not less than five (5) nor more than thirty (30) days prior to the date of said sale. A copy of such notice shall be sent not less than eight (8) nor more than thirty (30) days prior to the date of said sale to (1) the State Comptroller, Albany, New York 12236; (2) at least two banks or trust companies having a place of business in the county in which the Town is located, or, if only one bank is located in such County, then to such bank and to at least two banks or trust companies having a place of business in an adjoining county; (3) "THE BOND BUYER", 1 State Street Plaza, New York, New York 10004; and (4) at least 10 bond dealers. The Supervisor is hereby further authorized and directed to take any and all actions necessary to accomplish said refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered to the Town in connection with said refunding, including the preparation of the refunding financial plan referred to in Section 2 hereof.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding Bonds and provision shall be made annually in the budget of the Town for (a) the amortization and redemption of the Refunding Bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 21.00 of the Law with respect to the issuance of bonds having substantially level or declining annual debt service, and Sections 50.00, 56.00 to 60.00, 90.00, 90.10 and 168.00 of the Law, the powers and duties of the Town Board relative to determining the amount of Bonds To Be Refunded, prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and executing any arbitrage certification relative thereto, and as to executing the Escrow Contract described in Section 10, the Official Statement referred to in Section 6 and any contracts for credit enhancements in connection with the issuance of the Refunding Bonds and any other certificates and agreements, and as to making elections to call in and redeem all or a portion of the Bonds to be Refunded, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 9. The validity of the Refunding Bonds authorized by this resolution may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 10. Prior to the issuance of the Refunding Bonds, the Town shall contract with a bank or trust company located and authorized to do business in New York State, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds. Such Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the refunding financial plan, including provisions authorizing the Escrow Holder, without further authorization or direction from the Town, except as otherwise provided therein, (a) to make all required payments of principal, interest and redemption

premiums to the appropriate paying agent with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the refunding financial plan, and costs and expenses relating to the execution and performance of the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, (c) at the appropriate time or times to cause to be given on behalf of the Town the notice of redemption authorized to be given pursuant to Section 13 hereof, and (d) to invest the monies held by it consistent with the provisions of the refunding financial plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 11. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt shall be placed in escrow by the Town with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder, if invested, shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the refunding financial plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the Escrow Contract shall be returned to the Town and shall be applied by the Town only to the payment of the principal of or interest on the Refunding Bonds then outstanding.

Section 12. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Bonds To Be Refunded, including any redemption premiums, in accordance with the refunding financial plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. All interest earned from the investment of such moneys which is not required for such payment of principal of and interest on the Bonds To Be Refunded shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunding Bonds, or such portion or series thereof as shall be required by the refunding financial plan, and the holders of such Refunding Bonds shall have a lien upon such moneys held by the Escrow Holder. The pledges and liens provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledges and liens shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the Town irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledges and liens, need be filed or recorded.

Section 13. In accordance with the provisions of Section 53.00 and of paragraph h of Sections 90.00 and 90.10 of the Law, the Town Board hereby elects to call in and redeem all or a portion of the Bonds To Be Refunded which are subject to prior redemption according to their terms on the Redemption Date, as shall be determined by the Supervisor in accordance with Section 8 hereof. The sum to be paid therefor on the applicable Redemption Date shall be the par value thereof, the accrued interest to such Redemption Date and the redemption premiums, if any. The Escrow Holder is hereby authorized and directed to cause a notice of such call for redemption to be given in the name of the Town by mailing such notice at least thirty days prior to such Redemption Date, and in accordance with the terms appearing in the Bonds to be Refunded, to the registered holders of the Bonds To Be Refunded which are to be called in and redeemed. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Bonds To Be Refunded which are to be called in and redeemed in accordance herewith and the direction to the Escrow Holder to cause notice thereof to be given as provided in this Section shall become irrevocable and the provisions of this Section shall constitute a covenant with the holders, from time to time, of the Refunding Bonds, provided that this Section may be amended from time to time as may be necessary to comply with the publication requirements of paragraph a of Section 53.00 of the Law, as the same may be amended from time to time.

Section 14. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the “_____,” and “_____,” two newspapers having general circulation in the Town and hereby designated the official newspapers of said Town for such publication.

The adoption of the foregoing resolution was seconded by _____ and duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,
Supervisor Bosworth

NOES: None

The resolution was declared adopted.

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Refunding Summary

Dated 10/01/2015 | Delivered 10/01/2015

Sources Of Funds

Par Amount of Bonds	\$19,070,000.00
---------------------	-----------------

Total Sources	\$19,070,000.00
----------------------	------------------------

Uses Of Funds

Total Underwriter's Discount (0.500%)	95,350.00
---------------------------------------	-----------

Costs of Issuance	110,000.00
-------------------	------------

Deposit to Current Refunding Fund	18,863,041.74
-----------------------------------	---------------

Rounding Amount	1,608.26
-----------------	----------

Total Uses	\$19,070,000.00
-------------------	------------------------

Flow of Funds Detail

State and Local Government Series (SLGS) rates for	8/24/2015
Date of OMP Candidates	

Current Refunding Escrow Solution Method	Net Funded
--	------------

Total Cost of Investments	\$18,863,041.74
---------------------------	-----------------

Total Draws	\$18,863,041.74
-------------	-----------------

Issues Refunded And Call Dates

2005 Refunding	10/31/2015
----------------	------------

PV Analysis Summary (Net to Net)

Net PV Cashflow Savings @ 1.666%(AIC)	1,038,414.40
---------------------------------------	--------------

Contingency or Rounding Amount	1,608.26
--------------------------------	----------

Net Present Value Benefit	\$1,040,022.66
---------------------------	----------------

Net PV Benefit / \$18,630,000 Refunded Principal	5.583%
--	--------

Net PV Benefit / \$19,070,000 Refunding Principal	5.454%
---	--------

Bond Statistics

Average Life	2.920 Years
--------------	-------------

Average Coupon	1.6729548%
----------------	------------

Net Interest Cost (NIC)	1.8442039%
-------------------------	------------

Bond Yield for Arbitrage Purposes	1.6655754%
-----------------------------------	------------

True Interest Cost (TIC)	1.8441069%
--------------------------	------------

All Inclusive Cost (AIC)	1.6655754%
--------------------------	------------

Potential 2015B Refunding | SINGLE PURPOSE | 8/24/2015 | 5:14 PM

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
01/15/2016	3,890,000.00	0.470%	68,112.34	3,958,112.34
07/15/2016	-	-	108,745.25	108,745.25
01/15/2017	3,860,000.00	0.850%	108,745.25	3,968,745.25
07/15/2017	-	-	92,340.25	92,340.25
01/15/2018	2,765,000.00	1.120%	92,340.25	2,857,340.25
07/15/2018	-	-	76,856.25	76,856.25
01/15/2019	1,880,000.00	1.320%	76,856.25	1,956,856.25
07/15/2019	-	-	64,448.25	64,448.25
01/15/2020	1,905,000.00	1.610%	64,448.25	1,969,448.25
07/15/2020	-	-	49,113.00	49,113.00
01/15/2021	1,945,000.00	1.900%	49,113.00	1,994,113.00
07/15/2021	-	-	30,635.50	30,635.50
01/15/2022	1,980,000.00	2.130%	30,635.50	2,010,635.50
07/15/2022	-	-	9,548.50	9,548.50
01/15/2023	845,000.00	2.260%	9,548.50	854,548.50
Total	\$19,070,000.00	-	\$931,486.34	\$20,001,486.34

Yield Statistics

Bond Year Dollars	\$55,679.11
Average Life	2.920 Years
Average Coupon	1.6729548%
Net Interest Cost (NIC)	1.8442039%
True Interest Cost (TIC)	1.8441069%
Bond Yield for Arbitrage Purposes	1.6655754%
All Inclusive Cost (AIC)	1.6655754%

IRS Form 8038

Net Interest Cost	1.6729548%
Weighted Average Maturity	2.920 Years

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Debt Service Comparison

Date	Total P+I	Net New D/S	Old Net D/S	Savings
12/31/2015	-	-	-	-
12/31/2016	4,066,857.59	4,066,857.59	4,203,962.50	137,104.91
12/31/2017	4,061,085.50	4,061,085.50	4,198,362.50	137,277.00
12/31/2018	2,934,196.50	2,934,196.50	3,073,737.50	139,541.00
12/31/2019	2,021,304.50	2,021,304.50	2,163,006.25	141,701.75
12/31/2020	2,018,561.25	2,018,561.25	2,155,500.00	136,938.75
12/31/2021	2,024,748.50	2,024,748.50	2,162,200.00	137,451.50
12/31/2022	2,020,184.00	2,020,184.00	2,160,600.00	140,416.00
12/31/2023	854,548.50	854,548.50	994,500.00	139,951.50
Total	\$20,001,486.34	\$20,001,486.34	\$21,111,868.75	\$1,110,382.41

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	1,038,414.40
Net PV Cashflow Savings @ 1.666%(AIC)	1,038,414.40
Contingency or Rounding Amount	1,608.26
Net Present Value Benefit	\$1,040,022.66
Net PV Benefit / \$18,630,000 Refunded Principal	5.583%
Net PV Benefit / \$19,070,000 Refunding Principal	5.454%

Refunding Bond Information

Refunding Dated Date	10/01/2015
Refunding Delivery Date	10/01/2015

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Current Refunding Escrow

Date	Principal	Rate	Receipts	Disbursements	Cash Balance
10/01/2015	-	-	0.74	-	0.74
10/31/2015	18,863,041.00	-	18,863,041.00	18,863,041.74	-
Total	\$18,863,041.00	-	\$18,863,041.74	\$18,863,041.74	-

Investment Parameters

Investment Model [PV, GIC, or Securities]	Securities
Default investment yield target	Unrestricted

Cash Deposit	0.74
Cost of Investments Purchased with Bond Proceeds	18,863,041.00
Total Cost of Investments	\$18,863,041.74

Target Cost of Investments at bond yield	\$18,836,986.65
Actual positive or (negative) arbitrage	(26,055.09)

Yield to Receipt	-3.69E-12
Yield for Arbitrage Purposes	1.6655754%

State and Local Government Series (SLGS) rates for	8/24/2015
--	-----------

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Current Refunding Escrow Summary Cost

Maturity	Type	Coupon	Yield	\$ Price	Par Amount	Principal Cost	+Accrued Interest	= Total Cost
Current Refunding Escrow								
10/31/2015	SLGS-CI	-	-	100.00000000%	18,863,041	18,863,041.00	-	18,863,041.00
Subtotal		-	-	-	\$18,863,041	\$18,863,041.00	-	\$18,863,041.00
Total		-	-	-	\$18,863,041	\$18,863,041.00	-	\$18,863,041.00

Current Refunding Escrow

Cash Deposit	0.74
Cost of Investments Purchased with Bond Proceeds	18,863,041.00
Total Cost of Investments	\$18,863,041.74

Delivery Date 10/01/2015

Town of North Hempstead, New York

\$19,070,000 Refunding (Serial) Bonds - 2015 Series B

Prevailing 'AA' Rates plus 20 bps - 8.24.15

Summary Of Bonds Refunded

Issue	Maturity	Type	of Bond	Coupon	Maturity Value	Call Date	Call Price
Dated 7/13/2005 Delivered 7/13/2005							
2005 Refunding	01/15/2016	Serial	Coupon	5.000%	3,500,000	10/31/2015	100.000%
2005 Refunding	01/15/2017	Serial	Coupon	4.000%	3,655,000	10/31/2015	100.000%
2005 Refunding	01/15/2018	Serial	Coupon	4.250%	2,660,000	10/31/2015	100.000%
2005 Refunding	01/15/2019	Serial	Coupon	4.250%	1,845,000	10/31/2015	100.000%
2005 Refunding	01/15/2020	Serial	Coupon	4.000%	1,915,000	10/31/2015	100.000%
2005 Refunding	01/15/2021	Serial	Coupon	4.000%	2,000,000	10/31/2015	100.000%
2005 Refunding	01/15/2022	Serial	Coupon	4.000%	2,080,000	10/31/2015	100.000%
2005 Refunding	01/15/2023	Serial	Coupon	4.000%	975,000	10/31/2015	100.000%
Subtotal	-			-	\$18,630,000	-	-
Total	-			-	\$18,630,000	-	-

Town of North Hempstead, New York

\$46,830,000 Refunding (Serial) Bonds - 2005

Debt Service To Maturity And To Call

Date	Refunded Bonds	Refunded Interest	D/S To Call	Principal	Coupon	Interest	Refunded D/S
10/01/2015	-	-	-	-	-	-	-
10/31/2015	18,630,000.00	233,041.74	18,863,041.74	-	-	-	-
01/15/2016	-	-	-	3,500,000.00	5.000%	395,731.25	3,895,731.25
07/15/2016	-	-	-	-	-	308,231.25	308,231.25
01/15/2017	-	-	-	3,655,000.00	4.000%	308,231.25	3,963,231.25
07/15/2017	-	-	-	-	-	235,131.25	235,131.25
01/15/2018	-	-	-	2,660,000.00	4.250%	235,131.25	2,895,131.25
07/15/2018	-	-	-	-	-	178,606.25	178,606.25
01/15/2019	-	-	-	1,845,000.00	4.250%	178,606.25	2,023,606.25
07/15/2019	-	-	-	-	-	139,400.00	139,400.00
01/15/2020	-	-	-	1,915,000.00	4.000%	139,400.00	2,054,400.00
07/15/2020	-	-	-	-	-	101,100.00	101,100.00
01/15/2021	-	-	-	2,000,000.00	4.000%	101,100.00	2,101,100.00
07/15/2021	-	-	-	-	-	61,100.00	61,100.00
01/15/2022	-	-	-	2,080,000.00	4.000%	61,100.00	2,141,100.00
07/15/2022	-	-	-	-	-	19,500.00	19,500.00
01/15/2023	-	-	-	975,000.00	4.000%	19,500.00	994,500.00
Total	\$18,630,000.00	\$233,041.74	\$18,863,041.74	\$18,630,000.00	-	\$2,481,868.75	\$21,111,868.75

Yield Statistics

Base date for Avg. Life & Avg. Coupon Calculation	10/01/2015
Average Life	3.052 Years
Average Coupon	4.0712352%
Weighted Average Maturity (Par Basis)	3.052 Years
Weighted Average Maturity (Original Price Basis)	3.052 Years

Refunding Bond Information

Refunding Dated Date	10/01/2015
Refunding Delivery Date	10/01/2015

EXHIBIT B
PERIODS OF PROBABLE USEFULNESS

(2005 Bonds)

<u>Purpose</u>	<u>Periods of Probable Usefulness (Years)</u>
Manhasset-Lakeville Water District Improvements	40
Construction of Sidewalks, Curbs, & Gutters	10
Belgrave WPC Improvements	40
Improvements to Great Neck Park District	15
Golf Course Construction	30
Computer - Financial System	10
Reconstruction of Town Docks	20
Nature Walks Improvements	15
Closure of L-5 Landfill	30
Equipment & Apparatus - Town Clerk	5
Motor Vehicles - (Reso. 740,000)	15
Acquisition of Motor Vehicles	5
Construction of Various Highways, Roads & Streets	15
Acquisition of Machinery & Apparatus	15
Road Resurfacing	15
Improvements of New Hyde Park Park District	15
Improvements to Harbor Park District	15
Utility Services - Golf Course	20
Park Improvements	15
Road Reconstruction	15

<u>Purpose</u>	<u>Periods of Probable Usefulness (Years)</u>
Road Reconstruction	15
Retrofitting of Lights	10
Superfund Site	20
Landfill Remediation	25
Various Park Improvements	25
Carle Place Senior Citizen Bldg.	15
Highway Equipment	15
Motor Vehicle Equipment 1990	5
Pt. Washington Public Parking Distr.	5
Roslyn Water District	40
Port Washington Water Pollution Control Dist.	5
Highway (Road Reconstruction)	15
Manhasset Lakeville Water Distr.	40
Roslyn Water District	40
Westbury Water Distr.	40
Redemption of Landfill	25
Albertson Water District	40
Albertson Water District	40
Solid Waste Transfer Station	25
Settlement of Claim or Judgment	5
Municipal Recycling Facility	10
Roslyn Community Center Bldg. Roof	15
Town Animal Shelter Reconstruction	15

<u>Purpose</u>	<u>Periods of Probable Usefulness (Years)</u>
Town Hall Reconstr. & Improvement	20
Purchase Computer Imaging System	10
Acquisition of Real Property-Morewood	30
Improv. of Leeds Pond as Recur. Area	15
Parks Equipment	10
Constr. of Var. Hwys., Roads & Streets	15
Equip., Machinry & Apparatus for Depts.	10
Machinry, Apparatus for Var. Depts	15
Acquisition of Machinry & Apparatus	10
Road Reconstruction	15
Highway Road Reconstruction	15
Motor Vehicles, Equipment & Apparatus	5
Motor Vehicles	15
Pt. Washington Police Distr. Imprvs.	10
Construction of Sidewalks & Curbs	10
New Hyde Park Park Equipment	10
Pt. Washington Parking Equipment	10
Westbury Water Distr.	40
Settled Litigation Claims	5
Phase II SWMA Transfer Station	25
Westbury Water District	25
Acq. of Morewood Property (9 Hole)	30
Road Reconstr. (Highway)	15

<u>Purpose</u>	<u>Periods of Probable Usefulness (Years)</u>
Road Reconstr. (Highway)	15
Road Reconstr. (Highway)	15
Solid Waste (Superfund Site)	20
Roslyn Water District	40
Port Washington Pub Pkg	15
Manhasset-Lakeville Water	40
Port Washington Water	40
Port Washington Water	40
Albertson Water District	40
Albertson Water District	40
Westbury Water District	40
Manhasset-Lakeville Water	40
Leeds Pond Dredging	15
Superfund Site	30
Park Improvements	15
Highway Equipments	10
Highway Equipments	15
Bar Beach Maint. Facility	15
Legal Settlement	5
Legal Settlement	5
Phase II Transfer Station	25
Golf Course Construction	20
Golf Course Remediation	20

<u>Purpose</u>	<u>Periods of Probable Usefulness (Years)</u>
Construction of Highways, Roads	15
Highway Road Construction	15
Roslyn Water District	40
Harbor Hills Park Improvements	15
Pt. Washington Water District	40
Construction of Sidewalks/Curbs	10
Westbury Water District	40
Manhasset-Lakeville Water District	40
Great Neck Park District	15
Golf Course Construction	20
Golf Course Remediation	20
Golf Course/Life Care Infrastructure Improvements	15
Closure of L-5 Landfill	30
SW Disposal Facilities Construction	20
Town Settled Claims***	5
Highway Construction	15
Construction of Sidewalks & Curbs	10
Pt. Washington Police Dist. Settlement	5
Improvements - Harbor Hills Parks	15
Computer Financial System	10